47-15-14 (3/95)

Region:

# INSPECTION FORM

CESQG
SQG
GENERATOR X
TSDF
OTHER
UNANNOUNCED
ANNOUNCED

NEW YORK STATE INDUSTRIAL HAZARDOUS WASTE MANAGEMENT ACT
(Chapter 639, Laws of 1978)

Prepared for: Commissioner
NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Send to: NYSDEC
Division of Hazardous Substances Regulation
Compliance Inspection Section
50 Wolf Road - Room 436
Albany, New York 12233-7253

EPA I.D. NUMBER: NYD002056679

COMPANY NAME (Corporate): KONICA IMAGING

(Division):

COMPANY MAILING ADDRESS: 71 CHARLES ST

GLEN COVE

City & State NY, Zip Code 11542

COMPANY LOCATION ADDRESS:

(if different than mailing)

City & State , NY Zip Code

COMPANY TELEPHONE NUMBER: ( ) Extension

FULL NAME OF COMPANY CONTACT:

TITLE OF COMPANY CONTACT:

INSPECTION DATE: 7/28/1997 TIME OF INSPECTION: ___(a.m.) ✓(p.m.)

INSPECTOR'S NAME: ABDOL JABAR

NAME:

REPORT PREPARED BY: DATE: 8/7/97

REPORT APPROVED BY: DATE: 8/9/97

# TABLE OF CONTENTS



## APPENDICES

Part I

General Information and Classification of Facility

1. Identification of Hazardous Waste - 371

| | Yes | No |
|---|---|---|
| A. Facility generates and/or stores hazardous waste on-site. | X | |

(1) X Company filed a RCRA hazardous waste notification and/or Part A of RCRA permit application.

(2) X Company has used knowledge of the hazardous characteristic of the waste to determine if it is hazardous.

(3) ___ Testing has shown characteristics of:

(X) Ignitability (D001) - 371.3(b)
(X) Corrosivity (D002) - 371.3(c)
( ) Reactivity (D003) - 371.3(d)
(X) Toxicity (D004 - 043) - 371.3(e)

(4) X The material is listed in the regulations as a hazardous waste from non-specific sources (F-Waste). 371.4(b).

(5) ___ The waste is listed in the regulations as a hazardous waste from specific sources (K-Waste). 371.4(c).

(6) X The material is listed in the regulations as an acute hazardous waste (P-Waste). 371.4(d)(5).

(7) ___ The material or product is listed in the regulations as a discarded commercial chemical product, off-specification species or manufacturing chemical intermediate (U-Waste). 371.4(d)(6).

(8) ___ The material is listed in the regulations as a waste containing PCBs (B-Waste). 371.4(e).

B. The company notified EPA as a:

LARGE QUANTITY GENERATOR

Has EPA or DEC officially modified the company's status? Yes __ No ___
If yes, attach correspondence.

C. If the facility is a treatment, storage or disposal facility, have they:

___ Submitted a Part A application.

___ Should the Part A be modified by the Company? If so, explain.

_____

___ Submitted a Part 373 permit application.

___ Been granted a Part B permit.* expiration date: _____

___ Been granted a Part 373 permit or operating under SAPA with a Part 360 permit.* expiration date: _____

*Complete Appendix C - indicate compliance status with permit conditions.

D. ___ Is the facility operating under a consent order?**

___ Have they signed a consent order to resolve violations found during a previous inspection?**

**Complete Appendix D and indicate compliance with <u>each</u> condition of the order.

2. <u>Exemptions</u>

A. Generator Exemptions

(1) ___ Not a regulated handler because:

(a) ___ Never generated any hazardous waste.

(b) ___ No hazardous waste generated within the last 3 years.

(c) ___ Company moved in _____ (date) to _____ (location).

(d) ___ Company out-of-business.

(e) ___ Company sold to _____ (new owner).

(2) ___ Samples collected for testing - 372.1(e)(5).

(3) ___ Residues of hazardous waste in empty containers - 372.1(e)(6).

(4) ___ A hazardous waste which is generated in a product or raw material storage tank, a product or raw material transport vehicle or vessel, a product or raw material pipeline, or in a manufacturing process unit or an associated non-waste treatment manufacturing unit is not subject to regulation until it exits the unit in which it was generated, unless the unit is a surface impoundment,

or unless the hazardous waste remains in the unit more than 90 days after the unit ceases to be operated for manufacturing, or for storage or transportation of product or raw materials - 372.1(e)(7)(i).

B. TSD Exemptions

(1) ___ Storage of hazardous waste that is generated on-site in containers or tanks for a period not exceeding 90 days. Other than the storage of liquid hazardous waste over the designated sole source aquifers - 373-1.1(d)(1)(iii).

(2) ___ Storage in containers or tanks of liquid hazardous waste generated on-site over the designated sole source aquifers for a period not exceeding 90 days. These storage areas must comply with the requirements of this exemption whenever any quantity of liquid hazardous waste is stored in tanks, or whenever the total quantity of liquid hazardous waste stored on-site in containers exceeds 185 gallons - 373-1.1(d)(1)(iv).

(3) ___ The on-site storage and treatment of hazardous waste by generators that generate less than 100 kilograms of hazardous waste in any calendar month and store less than 1,000 kilograms. The conditionally exempt small quantity generator requirements listed in subdivision 371.1(f) of this Title remain applicable. If at any time the amount of hazardous waste exceeds 1,000 kilograms, this exemption does not apply. This exemption applies to the on-site storage and treatment of acute hazardous wastes only if the generator generates and stores in any calendar month such acute hazardous waste in quantities less than those listed in 373-1.1(d)(1)(i)(b) of this paragraph - 373-1.1(d)(1)(v).

(4) ___ The storage and recycling of the recyclable materials identified in subparagraphs 371.1(g)(1)(iii) and (iv) of this Title - 373-1.1(d)(1)(vi).

(5) ___ The storage of the following recyclable materials is exempt from permitting provided that Subpart 374-1 is complied with. (NOTE: Subpart 374-1 will require that the facility also complies with selected sections of this Part.) - 373-1.1(d)(1)(vii):

(a) ___ recyclable materials used in a manner constituting disposal (see section 374-1.3);

(b) ___ hazardous wastes burned for energy recovery in boilers and industrial furnaces that are not regulated under section 373-2.15 or 373-3.15 of this Title (see section 374-1.8);

(c) ___ recyclable materials from which precious metals are reclaimed (see section 374-1.6);

(d) ___ spent lead-acid batteries that are being reclaimed (see section 374-1.7).

(6) ___ The recycling of hazardous wastes is exempt from permitting provided 373-2.2(c) (identification number), 372.4(b) (use of manifest system), 372.4(d)(1) (manifest discrepancies) and

hazardous waste prior to recycling is not exempt under this subparagraph.) In addition: 373-1.1(d)(1)(viii):

(a) ___ This exemption is available to:

(1) ___ Commercial facilities that reclaim precious metals, as defined in 374-1.6 of this Title;

(2) ___ Mobile or transportable commercial facilities which operate on the generator's site, if a containment area, meeting the requirements of 373-2.9(f), is provided for the reclaiming facility and any associated, temporary container holding or storage area.

(b) ___ This exemption is <u>not</u> available to any units, other than boilers and industrial furnaces, that burn hazardous wastes for energy recovery.

(c) ___ Exempted processes that recycle the hazardous wastes listed in 2B(5)(a-d) must comply with Part 374 of this Title in lieu of the requirements specified in this subparagraph. (Note: Part 374 will require that the facility also complies with selected sections of this Part.)

(d) ___ Owners or operators of facilities subject to RCRA permitting requirements with hazardous waste management units that recycle hazardous waste are subject to the requirements of sections 373-2.27, 373-2.28, 373-3.27 and 373-3.28 of this Part.

(7) ___ The on-site treatment of hazardous waste, by the generator, in the same tanks or containers used for accumulation and storage is exempt provided the generator complies with Part 373-1.1(d)(1)(iii) and (iv) and Part 372.2(c)(4). Any treatment or placement of hazardous waste in a manner that constitutes land disposal, as defined in subdivision 370.2(b), does not qualify for this exemption - 373-1.1(d)(1)(ix).

(8) ___ Totally enclosed treatment facility - 373-1.1(d)(1)(xi).

(9)___ Elementary neutralization units or wastewater treatment units, as defined in Part 370 of this Title, other than units that are part of commercial hazardous waste management facilities as defined in Part 370 of this Title. Elementary neutralization units and wastewater treatment units located at commercial hazardous waste management facilities that are only used to neutralize or treat hazardous waste resulting from the recycling of hazardous wastes or from the reclamation of precious metals from hazardous wastes are also exempt. Elementary neutralization units and wastewater treatment units that are used to commercially neutralize or treat hazardous wastes, generated only at geographically continuous sites, and transported via dedicated pipeline are also exempt - 373-1.1(d)(1)(xii).

(10)___ Accumulation areas are exempt, provided that they are used to accumulate waste in accordance with the requirements of subparagraph 372.2(a)(8)(i) of this Title - 373-1.1(d)(1)(xiv).

(11)___ A transporter storing manifested shipments of hazardous waste in containers meeting the requirements of paragraph 372.2(a)(4) of this Title at a transfer facility for a period of ten calendar days or less is exempt, provided that the transfer facility is not located on the site of any commercial hazardous waste treatment, storage or disposal facility subject to permitting under this Part. Complete Part VII - 373-1.1(d)(1)(xi).

3. Hazardous Waste Generation/Treatment/Storage/Disposal

A. Describe only the activities that result in the generation of hazardous waste. Include manufacturing processes that generate hazardous waste. [Do not include hazardous waste treatment processes.]

THE FACILITY GENERATES WASTE FROM THE PRODUCTION OF SPECIALTIES FILMS, PHOTOGRAPHIC PAPER & PHOTOCHEMICALS.

B. Describe any on-site hazardous waste treatment processes that result in the generation of hazardous waste (exempt and/or non-exempt). Include process diagrams if available.

C. Identify the hazardous wastes that are on-site, the quantity of each, the storage method, the type and size of containers or tanks used and their location in the storage area. (Be as specific as possible.)

(1) Accumulation Areas [NOTE: Waste in accumulation areas must be included as part of the total quantity of waste on-site]:

10 DRUMS OF HAZARDOUS WASTE IN CONTAINER STORAGE AREAS

150 GALLON TANKS - 3/4 Filled → goes out every 6-8 weeks

1000 gallons - 1/4 filled goes out every 6-8 weeks.

(2) Container Storage Areas for CESQG, SQG or Generator*

(3) Tank Storage Areas for CESQG, SQG or Generator*

750 GALLONS - 3/4 Filled ~~g~~ with 6-8 weeks

1000 GALLONS - 1/4 Filled with 6-8 weeks

* CESQG - unlimited storage time provided less than 1,000 kg is stored on-site.

SQG - 180 days (or 270 if TSD is over 200 miles away) and less than 6,000 kg is stored on-site.

Generator - 90 days or less storage.

(4) Interim Status/Permitted Container Storage Areas:

(5) Interim Status/Permitted Tank Storage Areas:

(6) Any other treatment, storage or disposal units such as lagoons, surface impoundments, landfills, waste piles, incinerators, energy recovery units, or underground injection units:

4. Status Identification:

A. Generator Status

(1) ___ Conditionally Exempt Small Quantity Generator (CESQG) - generates less than 100 kg/mo of non-acute hazardous waste or 1 kg/mo of acute hazardous waste. Complete Part III - 372.1(f)(6), 371.1(f)(7).

(2) ___ Small Quantity Generator (SQG) - generates more than 100 kg/mo but less than 1,000 kg/mo of non-acute hazardous, and accumulates no more than 6,000 kg of non-acute hazardous waste on-site. Complete Part IV - 372.2(a)(8)(iii).

(3) ✓ Generator - generates more than 1,000 kg/mo of non-acute hazardous waste or generates more than 1 kg of acute hazardous waste in a calendar month. Complete Part V - 372.2(a)(8)(ii).

B. Treatment, Storage or Disposal Facility (TSDF)

N/A

(1) ___ Hazardous waste is stored greater than 90 days.*,**

(2) ___ Hazardous waste is received from off-site and not beneficially used, reused or legitimately recycled or stored.*

(3) ___ Hazardous waste is treated on-site in non-exempt units.*

(4) ___ Hazardous waste is disposed of on-site.*

* (If checked Complete Part VI and/or appropriate Appendices)
** (Do not complete for generators only that have exceeded the 90 day storage limit.)

C. Transporter Status

Yes ___ No ✓ Hazardous waste is transported by this company.

If Yes, Complete Part VII Permit No. _____

EPA I.D. No. NYD002056679 Insp. Date: 7/28

NOT FOR RELEASE TO COMPANY, PROTECTED INFORMATION

In a satellite accumulation area, there were fifty seven - 5 gallon pails containing 85 gallons of D001 waste.

Recommendations

___ No violations found. Thank you letter should be issued.

✓ A warning letter should be issued.

___ A strong warning letter should be issued.

___ A complaint should be issued and a fine levied.

___ Other (please explain)*

*Do not refer cases directly to the BECI unit. All BECI referrals will be made by the Central Office.

NOT FOR RELEASE TO COMPANY, PROTECTED INFORMATION

## Part II

### Comments, Conclusions and Recommendations Section

Facility Name _____

EPA I.D. No. _ _ _ _ _ _ _ _ _ _ _ _ _

Date of Inspection _____

General Comments and Conclusions (list violations and give a short description of each violation providing enough information to prove that a violation has occurred.)

_____

_____

_____

_____

_____

_____

_____

_____

_____

_____

_____

_____

_____

_____

_____

3/95

## Part V

## LARGE QUANTITY GENERATOR

Indicate:

X Violations

Indicate:

X Satisfactory
NA Not Applicable

The generator who generates 1,000 kilograms or more per month of non-acute hazardous waste or generates greater than 1 kg per month of acute hazardous waste has complied with the following:

1. General Requirements

(a) ___ The generator has made a determination as to whether or not his solid waste is a hazardous waste - 372.2(a)(2). X

(b) ___ The generator has obtained an EPA identification number - 372.2(a)(3). X

(c) ___ Before transporting or offering hazardous waste for * transportation off-site the generator has packaged the waste in accordance with the applicable USDOT regulations - 372.2(a)(4). X

(d) ___ Before transporting or offering hazardous waste for * transportation off-site the generator has labeled each package of waste in accordance with the applicable USDOT regulations - 372.2(a)(5). X

(e) ___ Before transporting or offering hazardous waste for * transportation off-site the generator has marked each container or package of waste properly - 372.2(a)(6). X

* Note: This does not apply to drums in storage.

2. Accumulation Area Requirements - 372.2(a)(i)

(a) ___ The containers appear to be in good condition and are not in danger of leaking - 373-3.9(b). X

(b) ___ Hazardous waste is stored in containers made of compatible materials - 373-3.9(c). X

(c) ___ All containers except those in use are closed - 373-3.9(d)(1). X

(d) ___ Containers holding hazardous waste must not be opened, handled or stored in a manner which may rupture the containers or cause them to leak - 373-3.9(d)(2). X

(e) ___ Containers are marked with the words "Hazardous Waste" and with other words that identify the contents of the containers - 372.2(a)(8)(i)(a)(2). X

X Violations

X Satisfactory
NA Not Applicable

(f) ___ Hazardous waste may be accumulated in excess of 55 gallons or 1 quart of acutely hazardous waste at or near the point of generation provided that Section 372.2(a)(8)(ii) requirements are met within 3 days, and the container holding the excess accumulation is marked with the date the excess amount began accumulating - 372.2(a)(8)(i)(b). ___

3. 90 Day Storage - 372.2(a)(8)(ii)

(a) ___ All wastes are shipped off-site to an authorized treatment, storage or disposal facility (TSDF) in 90 days or less - 372.2(a)(8)(ii). X

(b) ___ The date upon which each period of accumulation begins is clearly marked and visible for inspection on each container - 372.2(a)(8)(ii), 373-1.1(d)(1)(iii)(c)(2), 373-1.1(d)(1)(iv)(d). X

Container Storage Requirements (This section will also be completed for TSDF's as referred from Part VI.)

(c) ___ The containers appear to be in good condition and are not in danger of leaking. (If containers are leaking, describe the type, condition, contents and number that are leaking or corroded. Be detailed and specific) - 373-3.9(b). X

(d) ___ Hazardous waste is stored in containers made of compatible materials - 373-3.9(c). (If not, please explain.) X

(e) ___ All containers except those in use are closed - 373-3.9(d)(1). X

(f) ___ Containers holding hazardous waste must not be opened, handled or stored in a manner which may rupture the containers or cause them to leak - 373-3.9(d)(2). X

(g) ___ Each container is marked with the words "Hazardous Waste" and with other words to identify the contents - 373-3.9(d)(3). X

(h) ___ The containers and storage area are inspected at least weekly - 373-3.9(e). ___

Containers & storage area is inspected but no logs are kept.

Indicate:

X Violations

Indicate:

X Satisfactory
NA Not Applicable

(i) ___ The generator complies with the following special requirements related to storage of ignitable or reactive wastes - 373-3.9(f): X

(1) ___ Containers holding ignitable or reactive waste are located at least 15 meters (50 feet) from the facility property line - 373-3.9(f). X

(2) ___ Generator has taken precautions to prevent accidental ignition or reaction of ignitable or reactive waste by separating and protecting such waste from sources of ignition or reaction - 373-3.2(h)(1). X

(3) ___ Generator has placed "No Smoking" signs conspicuously wherever there is a hazard from ignitable or reactive waste - 373-3.2(h)(1). X

(j) ___ The generator complies with the following special requirements related to incompatible wastes - 373-3.9(g): N/A

(1) ___ Incompatible wastes, or incompatible wastes and materials, are not placed in the same container, or in an unwashed container that previously held an incompatible waste or material unless the placement is conducted to prevent the following - 373-3.9(g)(1) & (2):

(a) ___ the generation of extreme heat or pressure, fire or explosion, or violent reaction - 373-3.2(h)(2)(i);

(b) ___ production of uncontrolled toxic mists, fumes, dusts or gases in sufficient quantities to pose a risk of fire or explosions - 373-3.2(h)(2)(ii);

(c) ___ production of uncontrolled flammable fumes or gases in sufficient quantities to pose a risk of fire or explosions - 373-3.2(h)(2)(iii);

(d) ___ damage to the structural integrity of the device or facility containing the waste - 373-3.2(h)(2)(iv); or

(e) ___ a threat to human health or the environment - 373-3.2(h)(2)(v).

(2) ___ Containers holding a hazardous waste that is incompatible with any waste or other materials stored nearby in other containers, piles, open tanks, or surface impoundments must be separated from the other materials or protected from them by means of a dike, berm, wall, or other device - 373-3.9(g)(3).

(k) ___ Special requirements for generators of liquid hazardous waste over sole source aquifers or generators that store more than 8,800 gallons of liquid hazardous waste - 373-1.1(d)(1)(iii), 373-1.1(d)(1)(iv). ___

X Violations

X Satisfactory
NA Not Applicable

(1) ___ The container storage areas are within a secondary containment system designed and operated in accordance with the following* - 373-1.1(d)(1)(iv)(f): X

(a) ___ The base under the containers must be free of cracks or gaps and sufficiently impervious to contain collected material until it is removed - 373-2.9(f)(1)(i). X

(b) ___ The base must be sloped or the containment system otherwise designed and operated to drain and remove liquid unless the containers are elevated or protected from contact with accumulated liquids - 373-2.9(f)(1)(ii). X

(c) ___ The containment system must have sufficient capacity to contain 10 percent of the volume of containers or the volume of the largest container, whichever is greater. Containers that do not contain free liquids are not considered in this determination - 373-2.9(f)(1)(iii). X

(d) ___ Run-on is prevented unless the system has sufficient excess capacity over that required in (3) - 373-2.9(f)(1)(iv). X

(e) ___ Accumulated waste and precipitation must be removed as necessary to prevent overflow - 373-2.9(f)(1)(v). X

* This requirement does not apply to generators of liquid hazardous waste over a sole source aquifer if the container storage volume does not exceed 185 gallons.

(2) ___ The generator of liquid hazardous waste over a sole source aquifer has a written closure plan - 373-3.7(c)(1). X

(3) ___ The closure plan identifies the steps necessary to perform partial and/or final closure of the facility at any point during its active life. The closure plan must contain the information required by 373-3.7(c)(2)(i) - (vii)** - 373-3.7(c)(2). X

** If a violation is checked, please attach a sheet listing the deficiencies in the closure plan.

4. Tank Storage Requirements - 373-3.10

1. ___ Generators must complete Appendix E*, except for 373-3.10(h)(3) Items 11C1 through 5. In addition, 373-3.7 and 3.8 which are cross-referenced do not apply except for 373-3.7(b) and (e).

2. ___ Generators over sole-source aquifers complete Appendix E, except for 373-3.10(h)(3), Items 11C1 through 5 and 373-3.8 (financial requirements).

* Note: Generators storing less than 185 gal of liquid hazardous waste in tanks, do not have to comply with secondary containment requirements given in Appendix E (Pages E-7 to E-10).

Indicate:

X Violations

Indicate:

X Satisfactory
NA Not Applicable

5. Manifest, Reporting and Recordkeeping Requirements

(a) ___ Hazardous waste is shipped off-site with an accompanying manifest - 372.2(b)(5)(i). X

If "violation" is checked, please elaborate.

(b) List the frequency of shipments and the amount of waste per shipment.

Tank Waste Every 6-8 weeks = 10,000 lbs D001 - every 90 days
Container waste - 14-23 - 55 gallon drums / month

(c) ___ The transporter has a valid Part 364 permit or is otherwise authorized to transport the waste to the designated facility - 372.2(b)(5)(ii). X

List transporter and permit number.

SAFETY KLEEN - WASTE FIXER
SAFEWAY CHEMICAL TRANSPORTATION

(d) ___ The generator offers for shipment or ships hazardous waste to an authorized facility. - 372.2(b)(5)(iii). X
If violation, list names of any unauthorized facilities.

(e) ___ Each manifest is completed in accordance with the instructions found in Appendix 30 of Part 372 - 372.2(b)(1). [Indicate items in violation]

| | | Generator | Trans 1 | Trans 2 | TSDF | |
|---|---|---|---|---|---|---|
| (1) ___ | Name of | X | X | X | X | X |
| (2) ___ | EPA ID No. of | X | X | X | X | X |
| (3) ___ | Mailing Address of | X | | | X | X |
| (4) ___ | Telephone No. of | X | X | X | X | X |
| (5) ___ | Manifest Document # | | | | | X |
| (6) ___ | The proper USDOT description. | | | | | X |

X Violations

X Satisfactory
NA Not Applicable

(7) ___ The appropriate: X quantity, X container number, ___ container type, and X waste type by units of weight or volume. — X

(8) ___ Signed certification that the materials are properly classified, described, packaged, marked and labeled, and are in proper condition for transportation under regulations of the USDOT and NYSDEC. — X

(f) ___ The generator has received signed copies (from the TSD facility) of all manifests for wastes shipped off-site more than 35 days ago: — X

___ If not, exception reports have been submitted covering these shipments - 372.2(c)(3). — N/A

(g) ___ The generator must distribute copies of the manifest as specified on the manifest form, postmarked within five (5) business days of the shipment date - 372.2(b)(3). — X

(h) ___ For international shipments the generator has done the following - 372.2(b)(4)(i):

(1) ___ The EPA and the Department have been notified 60 days prior to shipment of the hazardous waste destined for treatment, storage or disposal outside the United States - 372.5(c)(1). — N/A

(2) ___ Delivery of the wastes has been confirmed by the consignee within 90 days of acceptance by initial transporter - 372.5(e)(2). — N/A

(3) ___ Primary exporters of hazardous waste must file with the Administrator and the Department no later than March 1 of each year, a report summarizing the types, quantities, frequency, and ultimate destination of all hazardous waste exported during the previous calendar year - 372.5(f)(1). — N/A

(i) ___ The generator has complied with the requirements of Section 372.6 for interstate shipments - 372.2(b)(4)(ii). — N/A ✓

(j) ___ The generator has complied with the requirements for shipping by rail or water (bulk) found in Section 372.7 - 372.2(b)(4)(iii). — N/A

(k) ___ A copy of each manifest has been kept for at least three years from the date the waste was accepted by the initial transporter - 372.2(c)(1)(i). — X

(l) ___ A copy of each Annual Report and Exception Report must be kept for a period of at least three years from the due date of the report - 372.2(c)(1)(ii). — X

Indicate:

X Violations

Indicate:

X Satisfactory
NA Not Applicable

(m) ___ A generator must keep records of any test results, waste analyses, or other determinations made in accordance with Part 372.2(a)(2) for at least three years - 372.2(c)(1)(iii). X

(n) ___ All records required under subdivision 372.2(c) were furnished upon request, or made available at a reasonable time for inspection - 372.2(c)(1)(iv). X

(o) ___ There is written communication that the designated treatment, storage or disposal facility is an authorized treatment, storage or disposal facility for the particular wastes being offered for shipment and has capacity to accept the hazardous waste set forth on the manifest and will assure the ultimate disposal method is followed - 372.2(b)(2)(i). X

(p) ___ There is written communication that the designated transporter is authorized to deliver the waste to the facility on the manifest - 372.2(b)(2)(ii). X

(q) ___ A generator who ships hazardous waste <u>off-site</u> to a treatment, storage or disposal facility located within the United States must submit an Annual Report on forms specified by the Commissioner - 372.2(c)(2). X

6. <u>Personnel Training</u> - 373-3.2(g)

(a) ___ The following documents and records are maintained at the facility - 373-3.2(g)(4): X

(1) ___ the job title for each position at the facility related to hazardous waste management and name of the employee filling each job - 373-3.2(g)(4)(i); X

(2) ___ a written job description for each position - 373-3.2(g)(4)(ii); X

(3) ___ a written description of the type and amount of both introductory and continuing training that will be given to each person related to hazardous waste management - 373-3.2(g)(4)(iii); and X

(4) ___ records that document that the training or job experience required has been given to and completed by facility personnel - 373-3.2(g)(4)(iv). X

(b) ___ The training program is directed by a person trained in hazardous waste management procedures and must include instruction which teaches facility personnel hazardous waste management procedures <u>(including</u> X

contingency plan implementation) relevant to the positions in which they are employed. The components are - 373-3.2(g)(1)(i), (ii) and (iii):

(1) ___ Procedures for using, inspecting, repairing and replacing facility emergency and monitoring equipment; X

(2) ___ Key parameters for automated waste feed cutoff systems; N/A

(3) ___ Communications or alarm systems; X

(4) ___ Response to fires and explosions; X

(5) ___ Response to groundwater contamination incidents; and N/A

(6) ___ Shutdown of operations. X

(c) ___ Facility personnel have successfully completed the program by the effective date of these regulations or six months after the date of their employment - 373-3.2(g)(2). X

(d) ___ Facility personnel have taken part in an annual review of the initial training required - 373-3.2(g)(3). monthly Safety Classes X

(e) ___ Training records on current personnel have been kept permanently at the facility (until closure) - 373-3.2(g)(5). X

(f) ___ Training records on former employees have been kept for at least three years from the date the employee last worked at the facility - 373-3.2(g)(5). X

7. Preparedness and Prevention - 373-3.3

(a) ___ The facility is maintained and operated to minimize the possibility of a fire or explosion, or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents to air, soil or surface water - 373-3.3(b). X

(b) ___ The facility must be equipped with the following, unless none of the hazards posed by waste handled at the facility could require a particular kind of equipment specified below - 373-3.3(c): X

(1) ___ An internal communication or alarm system capable of providing immediate emergency instruction (voice or signal) to facility personnel - 373-3.3(c)(1); X

result from fires, explosions or releases at the facility - 373-3.3(g)(1)(iv).

(g) ___ Where state or local authorities decline to enter into such arrangements, the owner or operator has documented the refusal in the operating record - 373-3.3(g)(2). N/A

8. Contingency Plan - 373-3.4

(a) ___ The facility has a contingency plan or some other emergency plan which incorporates hazardous waste management - 373-3.4(b)(1). X

(b) ___ If the facility has a Spill Prevention, Control, and Countermeasure Plan (SPCC) or some other emergency plan, that plan need only be modified to incorporate hazardous waste management provisions that are sufficient to comply with the Contingency plan requirements - 373-3.4(c)(2). X

(c) ___ The following are included in the contingency plan - 373-3.4(c): ___

(1) ___ A description of the actions facility personnel must take in response to fires, explosions or any unplanned sudden or non-sudden releases of hazardous waste or hazardous waste constituents to air, soil or surface water; 373-3.4(c)(1). X

(2) ___ A description of arrangements agreed to by local police departments, fire departments, hospitals, contractors, and State and local emergency response teams to coordinate emergency services; 373-3.4(c)(3). X

(3) ___ Names, addresses and office and home phone numbers of all persons qualified to act as emergency coordinator; 373-3.4(c)(4). X

(4) ___ An up-to-date list of all emergency equipment at the facility, and decontamination equipment, where this equipment is required; 373-3.4(c)(5). X

(5) ___ The location and a physical description of each item on the list, and a brief outline of its capabilities; 373-3.4(c)(5). X

(6) ___ An evacuation plan for facility personnel, where there is a possibility that evacuation could be necessary - 373-3.4(c)(6). X

(c) ___ Copies of the contingency plan are maintained at the facility - 373-3.4(d)(1). X

(d) ___ Copies of the contingency plan have been submitted to all local police departments, fire departments, hospitals, and State and local emergency response teams X

Indicate:

X Violations

Indicate:

X Satisfactory
NA Not Applicable

(2) ___ A device, such as a telephone (immediately available at the scene of operations) or a hand-held, two-way radio capable of summoning emergency assistance from local police departments, fire departments, or State or local emergency response teams - 373-3.3(c)(2); X

(3) ___ Portable fire extinguishers, fire control equipment, spill control equipment and decontamination equipment - 373-3.3(c)(3); and X

(4) ___ Water at adequate volume and pressure to supply water hose streams, or foam-producing equipment, or automatic sprinklers, or water spray systems - 373-3.3(c)(4). X

(c) ___ Facility communications or alarm systems, fire protection equipment, and spill control equipment are tested and maintained as necessary to assure their proper operation in time of emergency - 373-3.3(d). X

(d) ___ Personnel involved in hazardous waste operations have immediate access to an internal alarm or emergency communication device - 373-3.3(e). X

(e) ___ The owner or operator must maintain aisle space to allow the unobstructed movement of personnel, fire protection equipment, spill control equipment, and decontamination equipment to any area of facility operation in an emergency unless aisle space is not needed for any of these purposes - 373-3.3(f). X

(f) ___ The facility owner or operator has attempted to make the following arrangements as appropriate with local authorities for the type of waste handled at the facility and the potential need for the services of these organizations - 373-3.3(g)(1): X

(1) ___ Arrangements to familiarize police, fire departments and emergency response teams with the functions and layout of the facility - 373-3.3(g)(1)(i); X

(2) ___ Where more than one police and fire department might respond to an emergency, an agreement designating primary emergency authority to a specific police and a specific fire department, and agreements with any others to provide support to primary emergency authority - 373-3.3(g)(1)(ii); X

(3) ___ Agreements with State emergency response teams, emergency response contractors, and equipment suppliers - 373-3.3(g)(1)(iii); and X

(4) ___ Arrangements to familiarize local hospitals with the properties of hazardous waste handled at the facility and the types of injuries or illnesses which could X

Indicate:

X Violations

Indicate:

X Satisfactory
NA Not Applicable

that may be called upon to provide emergency services - 373.3.4(d)(2).

(e) ___ The contingency plan has been amended, as necessary, when applicable regulations were revised, the plan failed in an emergency, the facility changes or the list of emergency coordinators or equipment changes - 373-3.4(e). NA

(f) ___ There is at least one employee either on the facility premises or on call with the responsibility and authority for coordinating all emergency response measures. This emergency coordinator must be thoroughly familiar with all aspects of the contingency plan, all operations and activities, the facility layout, the location and characteristics of all wastes handled and the location of all records - 373-3.4(f). X

9. Emergency Procedures - 373-3.4(g)

(a) ___ During a past emergency situation the emergency coordinator (or his designee when the emergency coordinator is not on call) immediately activated emergency procedures - 373-3.4(g).* X

*Do not go back further than the previous inspection date.

(b) ___ The following was done:

(1) ___ Activated internal facility alarms or communication systems; X

(2) ___ Notified appropriate state or local agencies; X

(3) ___ Immediately identified the character, exact source, amount and areal extent of any released materials; N/A

(4) ___ The emergency coordinator assessed possible hazards to human health and the environment; X

(5) ___ The emergency coordinator, after determining that the facility had a release, fire or explosion which could threaten human health or the environment outside the facility, reported his findings; ___

(6) ___ During the emergency, the emergency coordinator took all reasonable measures necessary to ensure that fire, explosions and releases do not occur, recur or spread to other hazardous waste; X

(7) ___ The emergency coordinator monitored for leaks, pressure buildup, gas generation or ruptures in valves, pipes or other equipment, where appropriate during the facility's response to the emergency; X

X Violations

X Satisfactory
NA Not Applicable

(8) ___ The emergency coordinator provided for treating, storing or disposing of recovered waste, contaminated soil or surface water, or any other material that resulted from a release, fire or explosion at the facility; X

(9) ___ The emergency coordinator ensured that in the affected area no waste that may be incompatible with the released material was treated, stored or disposed of until cleanup procedures were completed; X

(10)___ The emergency coordinator ensured that all emergency equipment listed in the contingency plan was cleaned and fitted for its intended use before operations were resumed; X

(11)___ The owner or operator notified the Commissioner that the facility is in compliance with Part 373-3.4(g)(8) before operations were resumed in the affected areas of the facility; No chemicals involved

(12)___ The owner or operator noted in the operating record the time, date and details of the incident that required implementation of the contingency plan; ✓

(13)___ The owner or operator submitted a complete written report on the incident within 15 days after the incident occurred. No chemical involved

Company Name KONICA

EPA ID# No. NJD002056679

Region/Inspector ABDOOL JABAR

Inspection Date 7/28/97

## APPENDIX A
## Land Disposal Restrictions

(For small quantity generators, generators and TSD's that are also generators)

I. Waste Identification

A. List the hazardous wastes generated by the company. (List by waste code)

D001, D002, D007, D008, D009, D011
F003, F005, LABP, P008, P087, P106
U135

II. Dilution Prohibited as a Substitute for Treatment

| | YES | NO |
|---|---|---|
| A. Other than as described in B. below, has the generator, in any way diluted a restricted waste or the residual from treatment of a restricted waste: - 376.1(c)(1). | — | ✓ |
| 1. As a substitute for adequate treatment to achieve compliance with section 376.4. | — | ✓ |
| 2. To otherwise avoid a prohibition in section 376.3. | — | ✓ |

3. To circumvent a land disposal prohibition imposed by Article 27. ___ ✓

If yes to 1, 2, or 3 above, identify the waste and provide a brief description of the dilution process.

_____

_____

_____

YES NO

B. Does the generator dilute characteristic hazardous wastes (in a treatment system which treats wastes subsequently discharged to NYS waters) pursuant to SPDES permit or for purposes of pretreatment under the Clean Water Act? [Dilution is permissible unless another method has been specified as the treatment standard in 376.4(c) (Five Letter Technology codes) or unless the waste is a D003 reactive cyanide wastewater or nonwastewater.)] ___ ✓

III. Waste Analysis and Recordkeeping - 376.1(g)

A. Determination of Wastes Restricted from Land Disposal.

1. ___ Except as specified in 376.3(b), the generator has determined if his listed wastes are restricted from land disposal - 376.1(g)(1). ✓

The determination is based on:

a. ___ Testing of the wastes or extracts of the wastes using the test method described in Appendix 35 (TCLP), or ✓

b. ___ Using knowledge of the wastes ✓

2. ___ Except as specified in 376.3(b), the generator has determined if his wastes exhibiting one or more characteristics (D001-D043) are restricted from land disposal - 376.1(g)(1). ✓

The determinaton is based on:

a. ___ Testing of extracts using the test method described in Appendix 20 (EP-tox), or ✓

b. ___ Using knowledge of the wastes. ✓

3. ___ For ignitable D001 waste (that is not in the High TOC Ignitable Liquids Subcategory* or is not treated by INCIN, FSUBS or RORGS) or corrosive D002 waste that is NA

prohibited under 376.3(e), the generator has determined what underlying hazardous constituents (as defined in 376.1(b)) are reasonably expected to be present in the D001 or D002 waste - 376.1(g)(1).

* High TOC Ignitable Liquids Subcategory - greater than or equal to 10% total organic carbon.

B. **Restricted Wastes not Meeting Treatment Standards.**

___ For restricted wastes that do not meet the applicable treatment standards set forth in 376.4 or that exceed the prohibition levels in 376.3(b), the generator has notified the treatment or storage facility in writing. The notice must contain the following information: - 376.1(g)(1)(i). ✓

1. ___ EPA Hazardous Waste Number - 376.1(g)(1)(i)(a). ✓
2. ___ The corresponding treatment standards for wastes F001-F005, F039, wastes prohibited under 376.3(b), and for underlying hazardous constituents in D001 and D002 if these wastes are prohibited under 376.3(e). ✓
3. ___ For all other restricted wastes not included in 2. above: ✓
   a. ___ The treatment standard, or ✓
   b. ___ A reference on the notification that, includes: ✓
      (1) ___ The applicable wastewater or nonwastewater category. ✓
      (2) ___ The applicable waste specific criteria within a waste code. ✓
      (3) ___ The section(s) and paragraph(s) where the applicable treatment standard appears. ✓
4. ___ For treatment standards expressed as specified technologies, the applicable five-letter treatment code - 376.1(g)(1)(i)(b). ✓
5. ___ The manifest number of the shipment - 376.1(g)(1)(i)(c). ✓
6. ___ For hazardous debris, the contaminants subject to treatment as provided by 376.4(g)(2) and the following statement: "This hazardous debris is subject to the alternative treatment standards of 376.4(g)" - 376.1(g)(1)(i)(d). NA
7. ___ Waste analysis data, where available - 376.1(g)(1)(i)(e). ✓

C. **Restricted Wastes Meeting Treatment Standards.**

___ For restricted wastes that can be land disposed of without further treatment, the generator has submitted a notice and a certification to the treatment, storage, or disposal facility stating that the waste meets the applicable treatment standards and prohibition levels - 376.1(g)(1)(ii). NA

1. ___ The notice includes the following information: ___

   a. ___ EPA Hazardous Waste Number - 376.1(g)(1)(ii)(a)(1). ___

   b. ___ For wastes F001-F005, F039, and wastes prohibited in 376.3(b), the corresponding treatment standards - 376.1(g)(1)(ii)(a)(2). ___

   c. ___ For all other restricted wastes not included in b. above: - 376.1(g)(1)(ii)(a)(2). ___

      (1) ___ The treatment standard, or ___

      (2) ___ A reference on the notification that includes. ___

         (a) ___ The applicable wastewater or nonwastewater category. ___

         (b) ___ The applicable waste specific criteria within a waste code. ___

         (c) ___ The section(s) and paragraph(s) where the applicable treatment standard appears. ___

   d. ___ For treatment standards expressed as specified technologies, the applicable five-letter treatment code - 376.1(g)(1)(ii)(a)(2). ___

   e. ___ The manifest number for the shipment - 376.1(g)(1)(ii)(a)(3). ___

   f. ___ Waste analysis data where available - 376.1(g)(1)(ii)(a)(4). ___

2. ___ The certification is signed by an authorized representative and makes the required statement - 376.1(g)(1)(ii)(b). ___

D. **Wastes Exempted from Land Disposal Prohibitions.**

1. ___ For wastes exempted from land disposal prohibitions such as case-by-case extensions, exemptions under 376.1(f), or nationwide capacity variances, with each NA

shipment the generator has submitted a notice to the facility receiving the waste stating that the waste is not prohibited from land disposal - 376.1(g)(1)(iii).

2. ___ The notice includes the following information.

NA

a. ___ EPA Hazardous Waste number - 376.1(g)(1)(iii)(a).

b. ___ For wastes F001-F005, F039, and wastes prohibited in 376.3(b), the corresponding treatment standards - 376.1(g)(1)(iii)(b).

c. ___ For all other restricted wastes not included in b. above: - 376.1(g)(1)(iii)(b).

(1) ___ The treatment standard, or

(2) ___ A reference, including:

(a) ___ The applicable wastewater or nonwastewater category.

(b) ___ The applicable waste specific criteria within a waste code.

(c) ___ The section(s) and paragraph(s) where the applicable treatment standard appears.

(d) ___ For treatment standards expressed as specified technologies, the applicable five-letter treatment code - 376.1(g)(1)(iii)(b).

d. ___ The manifest number of the shipment - 376.1(g)(1)(iii)(c). ___

e. ___ Waste analysis date, where available - 376.1(g)(1)(iii)(d).

f. ___ For hazardous debris, the contaminants subject to treatment as provided by paragraph 376.4(g)(2) and the following statement: "This hazardous debris is subject to the alternative treatment standards of 376.4(g)" - 376.1(g)(1)(iii)(e).

g. ___ The date the waste is subject to the prohibitions - 376.1(g)(1)(iii)(f).

E. **Treatment of Prohibited Wastes in Containers or Tanks.**

___ For generators managing a prohibited waste in tanks, containers, or containment buildings, regulated under Part 373-1 and treating that waste in those tanks or

containers to meet applicable treatment standards the generator has:

1. ___ Developed and followed written waste analysis plan which describes the procedures the generator will carry out to comply with the treatment standards - 376.1(g)(1)(iv). N/A

2. ___ Kept the plan on-site in the generator's records - 376.1(g)(1)(iv).

3. ___ The following requirements have been met:

   a. ___ The waste analysis plan has been based on a detailed chemical and physical analysis of a representative sample of the prohibited waste(s) being treated, and contains all information necessary to treat the waste(s), including the selected testing frequency - 376.1(g)(1)(iv)(a).

   b. ___ The plan has been filed with the Commissioner to implement Part 376 requirements a minimum of 30 days prior to the treatment activity with delivery verified - 376.1(g)(1)(iv)(b).

   c. ___ Wastes shipped off-site have complied with the notification requirements for restricted wastes meeting treatment standards - 376.1(g)(1)(iv)(c). [Complete Item III.C., pgs. A-4 and A-5.]

F. Recordkeeping.

1. ___ If a generator has determined whether a waste is restricted based solely on knowledge of the waste, all supporting data used to make this determination has been retained on-site in the generator's files - 376.1(g)(1)(v). ✓

2. ___ If a generator has determined whether a waste is restricted based on testing of the waste or an extract developed using the test method described in Appendix 35 (TCLP), all waste analysis data has been retained on-site in the generator's files - 376.1(g)(1)(v). ✓

3. ___ If a generator has determined that he is managing a restricted waste that is excluded from the definition of hazardous or solid waste, or exempt from regulation, under 371, subsequent to the point of generation, the generator has placed in the facility's file a one-time notice stating: - 376.1(g)(1)(vi). N/A

   a. ___ That the waste is generated,

b. ___ That the waste is excluded from the definition of hazardous or solid waste or exempted from regulation, and

c. ___ The disposition of the waste.

4. ___ Generators must retain on-site a copy of all notices, certifications, demonstrations, waste analysis data, and other documentation for at least five years from the date that the wastes were last sent to on-site or off-site treatment, storage, or disposal. This requirement applies to solid wastes even when the hazardous characteristic is removed prior to disposal, or when the waste is excluded from the definition of hazardous or solid waste, or exempted from regulation, subsequent to the point of generation - 376.1(g)(1)(vii).

G. Alternate Treatment Standards for Lab Packs.

1. ___ For generators managing lab packs containing wastes identified in Appendix 38 (organometallics), who wish to use the alternate treatment standards, with each shipment the generator has: - 376.1(g)(1)(viii). NA

a. ___ Submitted a notice to the treatment facility in accordance with 376.1(g)(1)(i). [Complete Item III.B., page A-3]

b. ___ Made a waste determination in compliance with 376.1(g)(1)(v) & (vi). [Complete Items III.F.1-3., pgs. A-6 through A-7.]

c. ___ Submitted the certification provided in 376.1(g)(1)(viii), signed by an authorized representative.

2. ___ For generators managing lab packs containing organic wastes specified in Appendix 39, who wish to use the alternate treatment standards, with each shipment the generator has: - 376.1(g)(1)(ix).

a. ___ Submitted a notice to the treatment facility in accordance with 376.1(g)(1)(i). [Complete Item III.B., page A-3]

b. ___ Made a waste determination in compliance with 376.1(g)(1)(v) & (vi). [Complete Items III.F.1-3., page A-6 through A-7.]

c. ___ Submitted the certification provided in 376.1(g)(1)(ix), signed by an authorized representative.

H. Small Quantity Generators with Tolling Agreements.

___ For generators of less than 1,000 kg per calendar month: 376.1(g)(1)(x) NA

1. ___ The waste is reclaimed under a contractual agreement - 372.2(b)(7)(i).

2. ___ For the initial shipment of such wastes, the generator has complied with the notification and certification requirements that apply for the wastes subject to the tolling agreement - 376.1(g)(1)(x). [Complete Items III.B, C, or D, pgs A-3 through A-5, as applicable, except for manifest requirements.]

3. ___ Small quantity generators must retain on-site a copy of the initial notification and certification, together with the tolling agreement, for at least three years after termination or expiration of the agreement - 376.1(g)(1)(x).

I. Hazardous Debris.

___ Generators or treaters who first claim that hazardous debris is excluded from the definition of hazardous waste under paragraph 371.1(d)(5) of this Title, (i.e., debris treated by an extraction or destruction technology provided by Table 1, subdivision 376.4(g), and debris that the commissioner has determined does not contain hazardous waste) are subject to the following notification and certification requirements: 376.1(g)(4). NA

1. ___ A one-time notification must be submitted to the commissioner to include the following information: 376.1(g)(4)(i).

   a. ___ The name and address of the authorized Part 360 facility receiving the treated debris - 376.1(g)(4)(i)(a).

   b. ___ A description of the hazardous debris as initially generated, including the applicable EPA or NYS Hazardous Waste Number(s) - 376.1(g)(4)(i)(b).

   c. ___ For debris excluded under subparagraph 371.1(d)(5)(i) of this Title, the technology from Table 1, subdivision 376.4(g), used to treat the debris - 376.1(g)(i)(c).

2. ___ The notification must be updated if the debris is shipped to a different facility, and, for debris excluded under subparagraph 371.1(d)(5)(i) of this Title, if a different type of debris is treated or if a different technology is used to treat the debris - 376.1(g)(4)(ii).

## IV. Special Rules Regarding Wastes That Exhibit a Characteristic

A. ___ The generator has determined each waste code applicable to the waste in order to determine the applicable treatment standard under section 376.4. For the purposes of Part 376, the waste must carry the code for a listed waste and also any characteristic code if the waste also exhibits that characteristic, except as specified below in Item B. If the generator determines that the waste displays the characteristic of ignitability (D001)(and is not in the High TOC Ignitable Liquids Subcategory or is not treated by INCIN, FSUBS, or RORGS of subdivision 376.4(c), Table 1), or the characteristic of corrosivity (D002), and is prohibited under subdivision 376.3(e) of this Part, the generator must determine what underlying hazardous constituents (as defined in subdivision 376.1(b) of this Part) - 376.1(h)(1). ✓

B. ___ For a prohibited waste that is listed and also exhibits a characteristic, the treatment standard for the listed waste code will operate in lieu of the standard for the characteristic code, provided the treatment standard for the listed waste includes a treatment standard for the consitituent that causes the waste to exhibit the characteristic. Otherwise the waste must meet the treatment standards for all applicable listed and characteristic codes - 376.1(h)(2). ✓

C. ___ Prior to land disposal, all prohibited wastes which exhibit a characteristic have been treated to the treatment standards provided in 376.4 - 376.1(h)(3). NA

D. ___ For characteristic hazardous wastes that have been treated and are no longer hazardous, the initial generator has shipped the wastes to a Part 360 facility and sent the notification and certification to the Commissioner* - 376.1(h)(4). NA

* Notification is not required to be sent to the Part 360 facility.

1. ___ The notification includes the following information: - 376.1(h)(4)(i).

   a. ___ The name and address of the Part 360 facility receiving the waste - 376.1(h)(4)(i)(a).

   b. ___ A description of the waste as initially generated, including the applicable EPA Hazardous Waste Number(s) and treatability group(s) - 376-1(h)(4)(i)(b).

   c. ___ The treatment standards applicable to the waste at the point of generation - 376.1(h)(4)(i)(c).

2. ___ The certification is signed by an authorized representative and includes the language found in 376.1(g)(2)(v) - 376.1(h)(4)(ii). NA

V. Prohibitions on Land Disposal

A. Solvent/Dioxin Wastes. - 376.3(a)

1. Does the company generate any of the solvent wastes F001-F005 or any dioxin wastes F020-F023 and F026-F028 that are prohibited from land disposal? ✓ YES ___ NO

(If yes, complete Item 2.) F003 F005

2. These wastes may be land disposed provided that: 376.3(a)(1) NA

a. The wastes meet the applicable treatment standards - 376.3(a)(1)(i). ___ YES ___ NO

b. The company has been granted an exemption from a prohibition pursuant to a petition under 376.1(f) with respect to those wastes covered by the petition - 376.3(a)(1)(ii). ___ YES ___ NO

c. The company has been granted an extension to the effective date of a prohibition - 376.3(a)(1)(iii). ___ YES ___ NO

B. Prohibited Wastes - 376.3(b)(1).

1. Does the company generate any of the following wastes? (If yes, answer Items 2 through 4 below.)

a. Liquid hazardous wastes containing PCB's at concentrations of equal to or greater than 50 ppm - 376.3(b)(1)(i). ___ YES ✓ NO

b. Hazardous wastes containing halogenated organic compounds (HOCs) in concentrations greater than or equal to 1,000 ppm, that are identified as hazardous by a property that does not involve HOCs - 376.3(b)(1)(ii).. ___ YES ✓ NO

c. Liquid hazardous wastes that contain over 134 mg/l nickel and/or 130 mg/l of thallium - 376.3(b)(1)(iii). ___ YES ✓ NO

2. These wastes may be land disposed provided that: 376.3(b)(2). NA

a. Persons have been granted an exemption from a prohibitions, or - 376.3(b)(2)(i). ___ YES ✓ NO

b. Persons have been granted an extension to the effective date of a prohibition, or - 376.3(b)(2)(ii). ___ YES ✓ NO

c. They meet the applicable treatment standards, or are in compliance with all prohibitions set forth in Part 376 or RCRA section 3004(d) - 376.3(b)(2)(iii). ___ YES ✓ NO

3. ___ The wastes found in 1.(a)-(c) above have been subjected to the Paint Filter Liquids Test to determine if they are liquids - 376.3(b)(3). NA

4. ___ The initial generator of a liquid hazardous waste containing PCBs or a liquid or nonliquid hazardous waste containing HOCs has tested the waste (not an extract or filtrate) or used knowledge of the waste to determine if the waste equals or exceeds the specified prohibition levels (50 ppm for PCBs, 1,000 ppm for HOCs) - 376.3(b)(4). NA

C. **Prohibited Waste Found in 376.3(c) [First, Second, and Third Third Wastes].**

1. ___ The initial generator has tested a representative sample of the waste extract or the entire waste, depending on whether the treatment standards are expressed as concentraction in the waste extract or the waste, or used knowledge of the waste to determine if it exceeds the applicable treatment standards - 376.3(c)(7). NA

D. **Waste Specific Prohibitions - Ignitable and Corrosive Characteristic Wastes.**

1. ___ The wastes specified in 6 NYCRR 371.3(b) as D001 (and is in not the High TOC Ignitable Liquids Subcategory), and specified in 371.3(c) as D002, that are managed in systems other than those whose dischage is regulated under Titles 7 and 8 of Article 17 of the ECL, the Clean Water Act (CWA) (see subdivision 370.1(e)), or that inject in Class I deep wells regulated under the Safe Drinking Water Act (SDWA) (see subdivision 370.1(e)), or that are zero dischargers that engage in Title 7 and 8 or CWA-equivalent treatment before ultimate land disposal, are prohibited from land disposal. Title 7 and 8 and/or CWA-equivalent treatment means biological treatment for organics, alkaline chlorination of ferrous sulfate precipitation for cyanide, precipitation/sedimentation for metals, reduction of hexavalent chromium, or other technology that can be demonstrated to perform equally or greater than these technologies* - 376.3(d). NA

* (Note: Deep well injection of hazardous waste is not allowed in New York State.).

E. Variance From a Treatment Standard. - 376.4(e)

1. Has the generator submitted a petition for a variance from a treatment standard where the treatment standard is expressed as a concentration in the waste or waste extract and the waste cannot be treated to the specified level, or where the treatment technology is not appropriate to the waste? ___ YES ✓ NO

   If yes, complete Items (a) and (b) below.

   (a) ___ A generator that is managing a waste covered by a variance from a treatment standard has complied with the waste analysis requirements for a restricted waste - 376.4(e)(6). ___

   (b) ___ During the petition review process, the applicant has complied with all restrictions on land disposal - 376.4(e)(7). ___

2. Has the generator submitted a petition for a site-specific variance from a treatment standard where the treatment standard is expressed as a concentration in the waste or waste extract and the waste which is generated under conditions specific only to one cannot be treated to the specified level, or the treatment technology is not appropriate to the waste? ___ YES ✓ NO

   If yes, complete Items (a) and (b) below.

   (a) ___ The generator, treatment facility or disposal facility managing a waste covered by a site-specific variance from a treatment standard has complied with the waste analysis requirements for a restricted waste - 376.4(e)(11). ___

   (b) ___ During the application review process, the applicant has complied with all restrictions on land disposal - 376.4(e)(12). ___

IX. Prohibition on Storage of Restricted Wastes* - 376.5(a)

A. ___ The storage of hazardous wastes restricted from land disposal is permitted provided that: - 376.5(a)(1). ✓

   1. ___ The small quantity generator has: NA

      a. ___ Stored restricted waste in tanks or containers on-site solely for the purpose of the accumulation of such quantities of hazardous waste as necessary to facilitate proper recovery, treatment, or disposal - 376.5(a)(1)(i). ✓

b. ___ Complied with all storage requirements of 372, 373-1, and 373-3 - 376.5(a)(1)(i).

c. ___ Stored all restricted wastes for 180/270 days or less - 376.5(a)(1)(i).

2. ___ The generator has:

a. ___ Stored restricted waste in tanks or containers on-site solely for the purpose of the accumulation of such quantities of hazardous waste as necessary to facilitate proper recovery, treatment, or disposal - 376.5(a)(1)(i).

b. ___ Complied with all storage requirements of 372, 373-1, 373-2, and 373-3 - 376.5(a)(1)(i).

c. ___ Stored all restricted wastes for 90 days or less - 376.5(a)(1)(i).

# INSPECTOR'S MULTI-MEDIA CHECKLIST

Facility Name: KONICA IMAGING

Facility Address: 71 CHARLES ST

GLEN COVE, NY

Facility ID No.: NYD002056679

Inspector's Name: ABDOOL JABAR

Inspector's Phone: 212-637-4431 Division/Branch: DECA/RCB

Date of Inspection: 7/28/97

Form Revised 1/24/95

# INSPECTORS' MULTI-MEDIA CHECKLIST

## GENERAL VISUAL CUES OF POSSIBLE NONCOMPLIANCE WARRANTING FURTHER INQUIRY

1. Sloppy housekeeping or poor maintenance in work and storage areas or laboratories.

2. Stains or discoloration of soil, concrete, or floors in work areas.

3. Distressed vegetation - unhealthy, discolored, or dead.

4. Dark smoke or dust clouds, or smoke coming from other than a smoke stack.

5. Unusual odors or strong chemical smells.

6. Sheen on surface waters.

## CHECK IT OUT!

1. If you see or hear something suspicious during an inspection, check it out! Ask probing questions:

   - What is it? Is it a waste product?
   - What process produced it?
   - Has it been tested?
   - Where do you normally dispose of it?
   - Do you have a permit for the disposal?
   - How long has the circumstance existed?
   - When did it begin?

2. Pay attention to the situation.

   - Note amount of pollutant that appears to be involved.
   - Note the location.
   - Take notes describing the situation, noting the source of the pollutant and its emission point.
   - Take photographs.

## PROGRAM-SPECIFIC QUESTIONS

Refer to program-specific questions in Attachment A appropriate for the facility you are inspecting.

## REPORTING POSSIBLE NONCOMPLIANCE

**Throughout this checklist, there are YES/NO questions. If you place an answer in a field marked with an asterisk (*), this means you should promptly refer the matter to the appropriate Region II program office. After you return from your inspection, immediately let your supervisor know that you observed possible noncompliance in another program area during your inspection. The information should then be referred to the appropriate Section Chief listed on Attachment B.**

## ATTACHMENT A - FOLLOW-UP QUESTIONS

## RCRA

If the facility has a RCRA permit or "interim status" as a treatment, storage or disposal facility (TSDF), do not complete this form but enter the facility's EPA ID number here _____.

**Ask:**

1. A. Has the facility determined that it generates hazardous waste? ___YES ___NO

   If **NO**, skip Questions 2 to 8 and go to Question 9. If **YES** continue:

   B. If the facility generates or transports hazardous waste, what is its EPA ID Number? _____

   [If the facility cannot produce an ID Number, ***REFER***.]

2. A. Are there containers or tanks which hold hazardous waste? ___YES ___NO

   If **NO**, go to Question # 3. If **YES**, continue:

   B. Are the containers and/or tanks clearly marked with the words "Hazardous Waste," and are they marked with the accumulation start date? ___YES ___NO*

   C. Do hazardous waste storage tanks have secondary containment systems (i.e., berm, vault, double wall tank)? ___YES ___NO*

   D. Does the facility store hazardous waste in containers or tanks for longer than 90 days? ___YES* ___NO

3. Does the facility store, treat or dispose of hazardous waste in lagoons, pits, piles or landfills? ___YES* ___NO

4. Does the facility treat hazardous waste by incineration, precipitation, neutralization or other means to change the physical or chemical nature of the waste? ___YES* ___NO

5. Does the facility accept hazardous waste for treatment, storage or disposal from off-site locations (including off-site facilities owned by the same company)? ___YES* ___NO

6. Does the facility maintain copies of hazardous waste manifests on-site? ___YES ___NO*

**REFER to program office if you check an answer marked with *.**

## RCRA, Continued

7. Are there any indications that hazardous waste storage or treatment units (i.e., containers or tanks) are poorly maintaine and may cause the release of hazardous waste to the environment?
___YES* ___NO

8. Are there any indications that chemicals or wastes have been discharged to the environment through improper handling, leaks, spills, dumping or other discharges? ___YES* ___NO

9. A. Does the facility claim to generate non-hazardous process wastes (i.e., excluding office paper wastes, cafeteria wastes, etc.)?
___YES* ___NO

If NO, go to Question 10. If YES continue:

B. What type of non-hazardous wastes does the facility handle? (E.g., treatment sludges, ash, solvents, waste oils, etc.)

_____
_____
_____

C. Very briefly describe the process(es) that generate the wastes in Question 9B.

_____
_____
_____

10. Are there any indications that waste generation, handling, management or disposal practices have resulted in environmental damage or pose the threat of such damage? ___YES* ___NO

## RADIATION

**Ask:**

1. Are any radioactive materials used or stored at this facility?
___YES ✓NO

2. If YES, does the facility have a state or federal radiation license?
___YES ___NO*

**REFER to program office if you check an answer marked with *.**

# UNDERGROUND STORAGE TANKS (UST)

6 Does the facility have regulated USTs? ✓ YES ___ NO

[A regulated UST has more than 10% of tank volume, including piping, located underground; and contains petroleum products or hazardous substances (as defined under CERCLA). Note: USTs containing fuel oil for on-site heating are exempt from UST requirements.]

**If YES, ask:** 2 TANKS 10,000 gal

2. Are the USTs registered with the State? ✓ YES ___ NO*

3. What kind of petroleum product or hazardous substance does UST contain? formaldehyde

4. Is there any evidence of UST leakage/spillage? ___ YES* ___ NO

5. When was the UST installed? _____

6. All USTs must have leak detection according to the following schedule:

| Installation Date | Leak Detection By December of-- |
|---|---|
| Before 1965 or unknown | 1989 |
| 1965 - 1969 | 1990 |
| 1970 - 1974 | 1991 |
| 1975 - 1979 | 1992 |
| 1980 - Dec. 1988 | 1993 |

All USTs installed after December 1988 must currently be equipped with leak detection.

Leak detection systems include monitoring wells (water or vapor), automatic tank gauging system, interstitial monitoring, manual tank gauging or inventory control plus tank tightness testing.

7. Is some form of leak detection in use for every UST required (based on above schedule) to have it? ___ YES ✓ NO*

8. Are required records available on-site (e.g., documenting registration and leak detection)? ✓ YES ___ NO*

**REFER to program office if you check an answer marked with *.**

# AIR

## Stationary Source Compliance

1. **With sun <u>BEHIND</u> you, observe:** Is opaque smoke being emitted from a smokestack, vent or opening? ___YES* ___NO

   **["Opaque smoke" is smoke -- <u>not steam</u> -- dark enough to obscure anything behind the plume for five minutes or more. (Steam dissipates at a given point; smoke trails off.) The sun (if not obscured by clouds) should be in a 140° arc behind the observer. Please note whether sun was obscured; if sun was not obscured, note the relative positions of the sun, the observer and the emission point observed.]**

2. **If YES, ask:**

   A. Which process or process line is smoke coming from? (Try to be specific, <u>e.g</u>, "Boiler No. 4" or "Coating Line C").

   _____

   B. What is the cause of the smoke emission? <u>E.g</u>.--

      i. Is any air pollution control equipment out of service or turned off while production is ongoing? ___YES ___NO

      ii. **If YES:** When will it be back on line? _____

      iii. Is the facility operating under an unusual load, using different fuels, or process feed materials? ___YES ___NO

   C. Note color of smoke: _____

3. A. Has the facility added any processes or expanded any pre-existing processes in the last two years? ___YES ___NO

   B. **If YES:** Did the facility obtain any state or federal air pollution permits for the expansion? ___YES ___NO*

4. A. Does the facility have any coating or printing operations? ___YES ___NO

   B. **If YES:**

      ii. Are the coatings or inks used: ___water-based or ___solvent-based?

      i. If solvent based, are all process lines controlled, or are coating formulations in use which comply with applicable limits? ___YES ___NO*

      iii. What are the principal solvents or chemical compounds used in process lines? _____
      (Ask for copies of MSDS, if available.)

**REFER to program office if you check an answer marked with *.**

## AIR, Continued

5. **Observe:** Are there strong solvent odors at the facility? ___YES ___NO

7. Does the facility emit any of the following pollutants: mercury, beryllium, lead or asbestos? ___YES* ✓NO

8. A. Does the facility emit, or use in its processes, vinyl chloride or benzene? ___YES* ✓NO

   B. **If YES:**

      i. From which process lines?. _____

      ii. Does the facility check for leaks on such process equipment? ___YES ___NO*

9. A. Has the facility undergone any renovations or demolitions during the last 18 months which involved the removal or disturbance of asbestos-containing materials? ✓YES ___NO

   **If YES:**

   B. Approximately how many square feet or linear feet of asbestos-containing materials were removed? 140ft & 80sqft

   C. If the amount exceeded 260 linear feet, or 160 square feet, ***REFER*** to Air program office; and **Ask:** was EPA notified of removal? ✓YES ___NO*

## CFC MULTI-MEDIA CHECKLIST QUESTIONS

Motor Vehicle Air Conditioning Recovery/Recycling Compliance Program

1. A. Does the facility perform servicing for motor vehicle air conditioners? ___YES ✓NO

   B. **If YES:**

      i. Does facility have Recover/Recycle or Recovery only equipment? ___YES ___NO*

Prohibition on venting

2. A. Does the facility have any air conditioning/ refrigeration equipment or industrial compressors, which their employees perform service on (i.e. maintaining, servicing, repairing, or disposing of equipment) involving the refrigerant? ✓YES ___NO

   B. **If YES:**
      i. Does facility have Recovery/Recycle or Recovery only equipment? ✓YES ___NO*

**REFER to program office if you check an answer marked with *.**

# WATER

## NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) And PRE-TREATMENT/UNDERGROUND INJECTION CONTROL (UIC)

1. **Observe/Ask:** Does the facility dispose of any wastewater (e.g., from its manufacturing processes, wash water or other industrial wastes)? ✓ YES ___ NO

2. **If yes:** Does the facility discharge wastewater into a--

   - receiving stream? ✓ YES ___ NO
   - municipal sewer (sanitary or storm) system? (& industrial) ✓ YES ___ NO
   - subsurface disposal system (septic system, drywell or cesspool)? ___ YES ✓ NO

   As applicable, ascertain the name of the stream or sewer system.

3. An NPDES permit is required for discharge to a waterbody; a pretreatment permit is usually issued by the municipality authorizing the discharge to a sanitary sewer system; and a UIC permit is required for subsurface disposal. Does the facility have a permit for each discharge? ✓ YES ___ NO*

4. Does the facility treat wastewater prior to discharge? ✓ YES ___ NO

5. **Observe:**

   a. Is the effluent from the wastewater treatment facilities clear and free of solids? ___ YES ___ NO*

   b. Is equipment clean and well maintained? ___ YES ___ NO*

   c. Are there any unusual odors? ___ YES* ___ NO

6. **Ask:** Is the effluent currently in compliance with the limitations established in the permit, or the terms of an administrative or judicial compliance order? ___ YES ___ NO*

7. **Observe/Ask:**

   a. How are waste fluids disposed of? POTW, ~~Wastewater~~ TSD

   b. Does the facility have floor or storm drains? ✓ YES ___ NO

**REFER to program office if you check an answer marked with *.**

## NPDES and UIC, Continued

**If YES:**

Is there fluid in the drains? Is there evidence (staining, etc.) of fluid entering drains? Are storm drains situated so that they could receive spills from truck loading accidents, etc?

c. Does the facility operator indicate, or is there any evidence that any wastewater, or wastes/spills go into drains?
___YES* ___NO

B. STORM WATER

1. Are there catch basins, drains, culverts, ditches, etc. on the property intended to convey storm water. YES If yes --- a) Is the storm water conveyed to a (1) treatment facility, (2) combined sewer, (3) separate storm sewer, or (4) surface water? Combined Sewer Surface Water

2. Are the storm water discharges covered by a permit or has the discharger applied for a permit? YES

3. Are materials stored outside? YES If yes ---- a) Are materials (1) stored in sealed containers, under tarps or roofs, or (2) are they open to contact with precipitation? 1 (b) Are outside material handling/storage areas clean and kept in a manner to prevent contamination of runoff? _____.

## PUBLIC WATER SUPPLY

1. **Observe/Ask:** Does the facility have its own water supply (i.e., a well)? ✓YES ___NO

2. **If YES:** Does the facility provide potable water for 25 or more persons? ___YES ✓NO

3. **If YES:** Is the facility sampling and analyzing for contaminants in its water supply and reporting the results to the state?
___YES ___NO*

**REFER to program office if you check an answer marked with *.**

# EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW ACT (EPCRA)

## EMERGENCY PLANNING and COMMUNITY RIGHT TO KNOW

**ASK:**

1. A. Does the facility have present any of the 360 "Extremely Hazardous Substances" in excess of established threshold planning quantities? ✓ YES ___ NO

   [Threshold planning quantities are established by regulation, vary by chemical, and range from 1 lb. to 5000 lbs.]

   B. **If YES:** Was the State Emergency Response Commission (SERC) and Local Emergency Planning Committee (LEPC) notified of their presence for local planning purposes? ✓ YES ___ NO*

2. A. Has the facility had a release of an Extremely Hazardous Substance or a CERCLA hazardous substance in excess of the Superfund reportable quantity? ___ YES* ✓ NO

   [Reportable quantities vary by substance, ranging from 1 lb. to 5000 lbs. For the purpose of this checklist, assume 1 lb.]

   B. **If YES:** Was notification of the release provided? ___ YES ___ NO*

   C. **If YES:**

   i. To whom was the notification given?

   ii. Was notification oral or written?

   iii. If oral, was a written, follow-up report submitted? ___ YES ___ NO*

   [If facility cannot identify to whom notification was given, cannot specify whether notification was written or oral, or is not certain whether oral notification was followed by a written follow-up report, ***REFER***.]

3. A. Does the facility have on site Material Safety Data Sheets (MSDS) for all hazardous chemicals used, as required under OSHA's Hazard Communication Standard? ✓ YES ___ NO*

   B. If any hazardous chemicals are present in excess of 10,000 lbs., or Extremely Hazardous Substances are present in excess of the threshold planning quantities, have the MSDS (or a list of MSDS), along with chemical inventory forms, been submitted to state and local emergency planning authorities and the local fire department? ✓ YES ___ NO*

**REFER to program office if you check an answer marked with *.**

## EPCRA, Continued

## TOXIC RELEASE INVENTORY (TRI)

**Ask:**

1. **Does the facility have 10 or more full-time employees?**
   ✓ YES ___ NO

2. **Is the facility classified under SIC codes 20 through 39?**
   ___ YES ___ NO
   3861

   If the response to either 1. or 2. is "NO," no further questions are required.

3. **If both 1. and 2. are YES:**

   Did the facility use more than 10,000 lbs. of a chemical during a previous calendar year (starting with 1987). ✓ YES ___ NO

4. **If YES:**

   Did the facility file a Section 313 Toxic Chemical Release Inventory Form R for the chemical? ✓ YES ___ NO*

**For more EPCRA information, call 1-800-535-0202; or the Region II program offices for EPCRA-Emergency Planning and Community Right To Know at 908-321-6194 or for EPCRA-Toxic Release Inventory at 908-906-6890.**

**REFER to program office if you check an answer marked with *.**

# TOXIC SUBSTANCES CONTROL ACT (TSCA)

**Ask:**

1. A. Does the facility use electrical equipment that contains polychlorinated biphenyls (PCBs) (excluding small capacitors and florescent light ballasts)? ___YES* ___NO

   B. **IF YES:**

   i. How many oil filled electrical transformers does the facility have?

   ii. How many PCB Transformers does the facility have (transformers which contain PCBs at concentrations of 500 ppm or greater)?

2. A. Does the facility have any high temperature hydraulic systems? ___YES ___NO

   B. **If YES:**

   i. Have PCBs ever been used in these systems? ___YES* ___NO

   ii. What is the current PCB concentration in these systems?

3. A. Does the facility have any oil filled heat transfer systems? ___YES ___NO

   B. **If YES:**

   i. Have PCBs ever been used in these systems? ___YES* ___NO

   ii. What is the current PCB concentration in these systems?

4. A. **OBSERVE** PCB Items (transformers, capacitors, containers)

   - Are any leaking? ___YES* ___NO
   - Do all have a PCB label? ___YES ___NO*

5. A. **ASK:** Does the facility have a PCB storage for disposal area? ___YES* ___NO

   B. **If YES, OBSERVE** the PCB storage area. Does it have --

   - PCBs stored for disposal in it? ___YES* ___NO
   - a roof and walls to keep out rain? ___YES ___NO*
   - a 6" high impervious containment berm? ___YES ___NO*
   - a PCB label? ___YES ___NO*
   - Is it in the 100-year flood plain? ___YES* ___NO
   - Do all items show the date "removed from service for disposal"? ___YES ___NO*

**REFER to program office if you check an answer marked with *.**

**TSCA, Continued**

6. **ASK:** Does the facility manufacture or import into the United States "new commercial chemicals" [i.e., chemicals which were not previously manufactured in or imported into the United States]?
✓ YES* ___ NO

[Note: Specific information on such chemicals is protected by TSCA as Confidential Business Information, and should not be obtained.]

**For further TSCA information, call the TSCA Assistance Office in Washington at 202-554-1404 or the Region II TSCA program office at 908-321-6759.**

## SPILL PREVENTION, CONTROL AND COUNTERMEASURE (SPCC)

**40 CFR Part 112.1-112.7**

**Ask:**

1. A. Does the facility store oil? ✓ YES ___ NO

[Note: Oil is not limited to petroleum oil; for example, vegetable oil and transformer oil are regulated oils.]

B. **If YES**, does the storage capacity exceed --

i. 660 gallons in any one above-ground tank? ___ YES* ___ NO
ii. 1320 gallons in all above-ground tanks? ___ YES* ___ NO
WRONG → iii. 42,000 gallons in underground tank(s)? ___ YES* ✓ NO

2. If the answer to any part of #1. B. was **YES**, did the facility show you a copy, or have available a Spill Prevention, Control, and Countermeasure (SPCC) Plan?
✓ YES ___ NO*

3. Did the facility have an oil spill within the last 12 months?
___ YES* ✓ NO

**Facility Response Plan (FRP)**

**40 CFR Part 112**

1) Does the facility have an oil storage capacity that is greater than or equal to 42,000 gallons and conduct operations that include over-water transfers of oil to or from vessels?

___ Yes* ___ No

**REFER to program office if you check an answer marked with *.**

2) Does the facility have an oil storage capacity greater than or equal to one million gallons?

___ Yes* ___ No

3) Did the facility submit a Facility Response Plan to the EPA?

___ Yes ___ No

## WETLANDS

1. **Observe:**

   A. Are there any wet areas (i.e., marshes, swamps, bogs) on or adjacent to the site, with or without wetlands-type vegetation such as cattails, rushes, or sedges? ___YES ___NO

   [Sketches of several common wetlands plants are attached. Note that there need not be standing water in order for an area to be designated a federal wetland; and some wetlands have shrubs and trees present.]

   B. Are there any waterbodies or waterways on or adjacent to the site? ___YES ___NO

2. If answer to # 1. A or B was "YES," is there any work (clearing, filling, dredging, ditching, construction on or over the area, etc.) being conducted in these areas, or is there any evidence that such activities have occurred very recently? ___YES ___NO

3. **If YES:**

   A. When was the work undertaken? _____

   B. Does the facility have any permits for this work? ___YES ___NO*

4. **If YES:**

   A. What agency(s) issued such permits? _____ (E.g., U.S. Army Corps of Engineers; State environmental agency.)

   B. For any federal permits, what specific type of permits are they (i.e., nationwide, regional, individual)? _____

   _____

If facility is unable to provide adequate information in response to # 4., *REFER* to program office.

REFER to program office if you check an answer marked with *.

**FEDERAL INSECTICIDE, FUNGICIDE AND RODENTICIDE ACT**

**FIFRA**

**If the inspection is conducted at a manufacturing facility, ask the following:**

1. A. Are there any pesticides manufactured, relabeled, or repackaged at this establishment?

___ YES ✓ NO

**(Pesticide is (1) any substance or mixture of substances intended for preventing, destroying, repelling, or mitigating any pest, or (2) any substance or mixture of substances intended for use as a plant regulator, defoliant, or desiccant.)**

B. If **YES**, continue:

Does the establishment have an EPA Establishment Number? (EPA EST. #)

___ YES ___ NO*

**(Section 7 of FIFRA requires all establishments producing, relabeling and/or repackaging pesticides be registered with EPA.)**

C. If **Yes**, enter the Establishment Number here _____ and continue:

D. Has the company filed the Annual Pesticide Production Report form?

___ YES ___ NO*

(Report is due on March 2 of each year for the previous year's production.)

**If the inspection is conducted at a storage-distribution facility or at a retail facility, ask the following:**

2. A. Are there any pesticides being held for sale, distribution, or stored at this facility (warehouse)?

___ YES ___ NO

B. If YES, continue:

Are there any restricted use pesticides stored, or held for distribution, sale at this facility?

___ YES ✓ NO

C. Are there any containers leaking?

___ YES* ___ NO

D. Are pesticides stored next to strong acids, mineral acids, caustic and/or oxidizing materials?

___ YES* ___ NO

**If the inspection is conducted at a site where there is a suspicion/indication that pesticides were not properly used, observe and record any visible adverse effects such as human adverse reaction(s), fish kill, dead birds, dead wildlife, plant damage, etc, and ask the following:**

3. A. Have pesticides been applied by you (or by an employee of your company or by a pesticide application company?

✓ YES* ___ NO

B. If YES, continue obtaining the following information:

Weekly Inspection AS NEED DEPENDS ON PEST TERMINIX

- Date of application,
- Name of pesticide applied,
- Name of pesticide applicator company (if applicable) or person in your company who made the application,
- Address and/or phone number of pesticide applicator company (if applicable),
- Type of health complaints from employee (if applicable), NONE
- Contact person for follow-up.

MR TOZZO
ENVIRONMENTAL & SAFETY MANAGER
KONICA IMAGING USA
71 CHARLES ST
GLENCOVE

**REFER to Program Office if you check an answer marked with *.**

## CRIMINAL ACTS

During the course of this inspection, has anything been brought to your attention which would indicate the following:

1. Is the facility involved in deliberate acts of dumping or discharging wastes?

   _____ Yes* ___✓___ No

2. Is there any evidence of bad intent or conduct? For example, falsification or records or efforts to conceal activities?

   _____ Yes* ___✓___ No

3. Has there been any actual harm to individuals as a result of violations?

   _____ Yes* ___✓___ No

4. Other activity or behavior which you believe indicates criminal behavior?

   _____ Yes* ___✓___ No

**Refer to Criminal Investigation Division if you checked Yes.**

Attachment B

**REGION II MEDIA PROGRAM SECTION CHIEFS (and Alternate Contacts)**

**RCRA:** Joel Golumbek (NJ, Caribbean), 637-4140
John Gorman (NY), 637-4150

**AIR (Except Asbestos): (Including CFC)** Karl Mangels (NY), 637-4078
Jehuda Menczel (NJ, Caribbean), 637-4045

**AIR/ASBESTOS:** Robert Fitzpatrick, 637-4042

**UST:** Dit Fai Cheung, 637-4124

**TSCA:** Dan Kraft, 908-321-6669
Dave Greenlaw, 908-906-6817

**EPCRA:** For Toxic Release Inventory: Dan Kraft, 908-321-6669
Nora Lopez, 908-906-6890

For Emergency Planning & Community Right-to-Know:
John Higgins, 908-906-6194

**SPCC/FRP:** Doug Kodama, 908-906-6905

**Federal Facilities:** Laura Livingston, 637-3494

**NPDES and Pretreatment:** John Kushwara, 637-3762

**UIC:** Frank Brock, 637-3875

**Public Water Supply:** Robert Williams, 637-3879

**Wetlands:** Daniel Montella, 637-3801

**Removal Actions:** Richard Salkie, 908-321-6658
Bruce Sprague, 908-321-6656
John Witkowski, 908-321-6991

**Radiation:** Michael Buccigrossi, 637-4008

**FIFRA:** Fred Kozak, 908-321-6769

**Criminal Investigations Division - William V. Lometti: 637-3634**

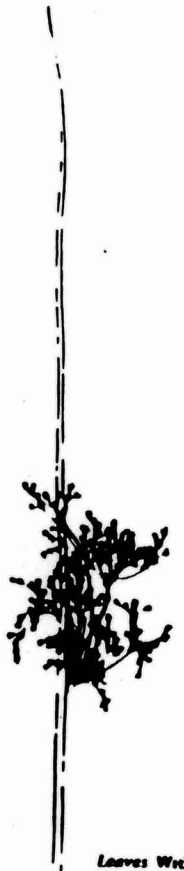
**Section Chiefs should contact their appropriate counterpart(s) on the above list concerning potential violations noted on the checklist or otherwise.**

*Scirpus cyperinus* (L.) Kunth
Wool grass or Woolly Sedge

*Range* Newfoundland to Saskatchewan, south to North Carolina and Oklahoma
*Habitat* Marshes, wet meadows, and ditches
*General characteristics* Plants up to 5 feet tall, growing in small groups, stems with long, narrow, rigid leaves, flowers crowded into small, oval, woolly spikelets in loose, drooping clusters at the top of the stem
*Stem* Upright, bluntly triangular, up to ¾ inch thick, from a fibrous rooted base
*Leaves* Stem leaves up to 16 inches long and ¼ inch wide, those immediately below the flower clusters three to five, sheaths closed except at summit
*Inflorescence* Flowers inconspicuous in the axils of the overlapping scales of the brownish spikelets, spikelets in clusters of six to twelve at the ends of long, somewhat drooping branches, flower cluster up to 12 inches long, much-branched, flowering during August–September
*Fruit* A whitish, seed like outlet with bristles much longer than the scales attached to the base, the bristles impart the woolly appearance to the spikelets

*Carex lurida* Wahlenb
Sedge

*Range* Nova Scotia to Minnesota, south to Florida and Mexico.
*Habitat* Wet meadows, marshes, ditches, edges of pools and ponds.
*General characteristics* Plants up to 3 feet tall, generally growing in dense clumps, stems bearing several long, narrow leaves with rough surfaces, male and female flowers in separate spikes, the latter in the axils of the uppermost leaves
*Stem* Sharply three angled and smooth, from a fibrous rooted base
*Leaves* Up to 10 inches long and ½ inch wide, those immediately below the flower clusters resembling the stem leaves, leaf sheath with a ligule at the junction of the blade, closed except at summit
*Inflorescence* Flowers in the axils of scales with long tips and aggregated in spikes, the male spike single, erect at the top of the stem, soon withering, female spikes two to four, thick-cylindrical, up to 2½ inches long and ¾ inch thick, sessile or short-stalked, erect or somewhat drooping, very densely flowered, flowering during June–July
*Fruit* A brown, seed like nutlet enclosed in an inflated sac (the perigynium)



JUNCACEAE
Rush Family
*Juncus effusus* L.
Soft Rush

*Range* Throughout southern Canada and the United States
*Habitat* Wet meadows, marshes, edges of ponds and bogs, shallow water
*General characteristics* Grass like plants up to 5 feet tall, apparently leafless, in tussocks of up to several hundred stems, flowers in loose clusters borne on the side of the stem up to one third of the way down from the tip
*Stem* Upright with and green, finely striate arising from a stout rhizome hidden among the tussocks
*Leaves* Without blades, represented by sheaths at the base of the stem
*Inflorescence* Flowers small and greenish to brown with three scale like, pointed sepals and three similar petals, numerous, flower clusters with many forking branches of variable lengths, the flowers at the tips of the smaller branches, flowering during July–August
*Fruit* A brownish capsule with three partitions containing many seeds
*Commonly confused species* *Scirpus* spp (Bulrushes), rushes may be distinguished from bulrushes by the fact that the fruits consist of capsules in the former group and nutlets in the axils of spikelet scales in the latter group

Several Common Wetlands Plants from Freshwater Wetlands: A Guide to Common Indicator Plants of the Northeast, Univ. of Mass. Press, 1981

Company Name KONICA

EPA ID# No. N Y D 0 0 2 0 5 6 6 7 9

Region/Inspector ABDOOL JABAR

Inspection Date 7/28/97

## APPENDIX E

## TANK SYSTEMS

Indicate:

X Violations

Indicate:

X Satisfactory
NA Not Applicable

1. General Information

A. 1. Existing tank system (tank in operation or installation commenced on or prior to July 14, 1986) ___ Yes ___ No
If yes, give date installed or age of tank: _____

2. New tank system (tank installed after July 14, 1986) ✓ Yes ___ No
If yes, give date installed: _____

B. 1. Aboveground tank ✓ Yes ___ No Inground tank ___ Yes ___ No
2. Underground tank ___ Yes ___ No Onground tank ___ Yes ___ No

C. Type of tank and capacity (e.g. stainless steel, fiberglass)

FIBERGLASS (1) 750 GALLONS

(2) 1000 GALLONS

2. Schedule For Secondary Containment - 373-3.10(d)

(Check each applicable item.)

A. ✓ for all new tank systems or components for which construction was started after July 14, 1986, secondary containment must be provided prior to putting the tank system or component into service - 373-3.10(d)(1)(i);

B. ___ for all existing tanks used to treat or store F020-F023, F026 and F027 wastes, secondary containment must be provided by January 12, 1989 - 373-3.10(d)(1)(ii);

X Violations

X Satisfactory
NA Not Applicable

C. ___ for existing non-enterable underground tanks and tank systems, of known and documented age, secondary containment must be provided by January 12, 1989, or when the tank systems have reached 15 years of age, whichever comes later *(except for generators of liquid hazardous waste located over a sole source aquifer)* - 373-3.10(d)(1)(iii);

D. ___ for existing non-enterable underground tanks and tank systems for which the age cannot be documented, secondary containment must be provided by January 12, 1995, unless the age of the facility is greater than seven (7) years, then secondary containment must be provided by the time the facility reaches 15 years of age or by January 12, 1989, whichever comes later *(except for generators of liquid hazardous waste located over a sole source aquifer)* - 373-3.10(d)(1)(iv);

E. 1.___ as specified in Items 6C4 and 6E1(a) through (c) for existing generators of liquid hazardous waste in *Kings, Queens, Nassau and Suffolk Counties*, secondary containment must be provided by December 31, 1987 - 373-3.10(d)(1)/ 373-1.1(d)(1)(iv)(f)(3);

2.___ for these generators, all other secondary containment requirements of 373-3.10(d) must be satisfied by the dates specified in 2A through 2F above;

F. ___ for generators of liquid hazardous waste located in the *Schenectady/Niskayuna Aquifer System in Schenectady, Saratoga, and Albany Counties or the Clinton Street - Ball Park Valley Aquifer in Broome and Tioga Counties*, secondary containment must be provided by December 31, 1988, as specified in Items 2E1 and 2E2 above - 373-3.10(d)(1)/373-1.1(d)(1)(iv)(f)(4);

G. ___ for all other tank systems, secondary containment must be provided within the time intervals specified in Items 2C, 2D and 2E above - 373-3.10(d)(1)(v);

X Violations

Indicate:

X Satisfactory
NA Not Applicable

H. ___ for tank systems that store or treat materials that become hazardous wastes after January 14, 1994, secondary containment must be provided within the time intervals specified in Items 2A through 2G above - 373-3.10(d)(1)(vi).

3. Schedule for Assessment of Existing Tank System's Integrity - 373-3.10(b)

A. ___ For each existing tank system that does not have secondary containment meeting the requirements of subdivision 373-3.10(d), the owner or operator must determine that the tank system is not leaking or is unfit for use. Except as provided in 373-3.10(d)(3) of this subdivision, the owner or operator must obtain and keep on file at the facility a written assessment reviewed and certified by an independent, qualified, professional engineer registered in New York that attests to the tank system's integrity by December 25, 1989 - 373-3.10(b)(1). ___

B. ___ The professional engineer signing the assessment has made the following certification: "I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsbile for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false inforamtion, including the possibility of fine and imprisonment" - 373-3.10(b)/373-1.4(a)(5)(iv). ___

4. Assessment of Existing Tank System's Integrity - 373-3.10(b)

A. ___ The assessment must determine that the tank system is adequately designed and has sufficient structural strength and compatibility with the wastes to be stored or treated to ensure that it will not collapse, rupture, or fail. At a minimum, the assessment considers the following - 373-3.10(b)(1): ___

1. ___ design standards, if available, according to which the tank and ancillary equipment were constructed - 373-3.10(b)(2)(i); ___

2. ___ hazardous characteristics of the wastes that have been or will be handled - 373-3.10(b)(2)(ii); ___

3. ___ existing corrosion protection measures - 373-3.10(b)(2)(iii); ___

4. ___ documented age of the tank system, if available (otherwise, an estimate of the age) - 73-3.10(b)(2)(iv); and ___

5. ___ results of a leak test, internal inspections or other tank integrity examination such that: ___

(a) ___ for non-enterable underground tanks, this assessment must consist of a leak test that is capable of taking into account the effects of temperature variations, tank defection, vapor pockets and high water table effects - 373-3.10(b)(2)(v)(a); and ___

(b) ___ for other than non-enterable underground tanks and for ancillary equipment, the assessment is either a leak test (as described above) or an internal inspection and/or tank integrity examination certified by an independent P.E. that addresses cracks, leaks, corrosion, and erosion - 373-3.10(b)(2)(v)(b). ___

B. ___ Tank systems that store or treat materials that become hazardous wastes after December 25, 1988, must conduct this assessment within 12 months after the date that the waste becomes a hazardous waste - 373-3.10(b)(3). ___

C. ___ If, as a result of the assessment, a tank system is found to be leaking or unfit for use, the owner or operator has complied with the requirements of 373-3.10(g) - 373-3.10(b)(4). [Complete Item 10.] ___

5. Assessment of New Tank Systems or Components - 373-3.10(c)

A. ___ The owner or operator has obtained a written assessment reviewed and certified by an independent P.E. attesting that the system has sufficient structural integrity and is acceptable for the storing and treating of hazardous waste - 373-3.10(c)(1). X

B. ___ This assessment includes, at a minimum, the following information: X

1. ___ design standards according to which the system is or will be constructed - 373-3.10(c)(1)(i); X

2. ___ hazardous characteristics of the wastes to be handled - 373-3.10(c)(1)(ii); X

3. ___ for new tank systems, or components in which the external shell of a metal tank or any external metal component of the tank system is or will be in contact with the soil or with water, a determination by a corrosion expert of - 373-3.10(c)(1)(iii): NA

X Violations

Indicate:

X Satisfactory
NA Not Applicable

(a) ___ factors affecting the potential for corrosion, including but not limited to - 373-3.10(c)(1)(iii)(a). NA

(1) ___ soil moisture content
(2) ___ soil pH
(3) ___ soil sulfides level
(4) ___ soil resistivity
(5) ___ structure to soil potential
(6) ___ influence of nearby underground metal structures (e.g., piping)
(7) ___ stray electric current
(8) ___ existing corrosion - protection measures

(b) ___ the type and degree of external corrosion protection that are needed to ensure the integrity of the tank system during the use of the tank system, consisting of one or more of the following - 373-3.10(c)(1)(iii)(b): NA

(1) ___ corrosion-resistant material of construction - 373-3.10(c)(1)(iii)(b)(1); NA

(2) ___ corrosion-resistant coating - 373-3.10(c)(1)(iii)(b)(2); and NA

(3) ___ electrical isolation devices - 373-3.10(c)(1)(iii)(b)(3); NA

4. for underground tank system components that are likely to be affected by vehicle traffic, a determination of design or operational measure that will protect the tank system against potential damage - 373-3.10(c)(1)(iv); NA

5. design considerations to ensure that - 373-3.10(c)(1)(v):

(a) ___ tank foundations will maintain the load of a full tank - 373-3.10(c)(1)(v)(a); X

(b) ___ tank systems will be anchored to prevent flotation or dislodgement where the tank system is placed in a saturated zone or within a seismic fault zone - 373.10(c)(1)(v)(b); and X

(c) ___ tank system will withstand the effects of frost heave - 373-3.10(c)(1)(v)(c); X

C. ___ The owner or operator of a new tank system ensured that proper handling procedures were followed to prevent damage to the system during installation. Prior to covering, enclosing or placing a new tank system or component in use the system must be inspected for the presence of the following: 373-3.10(c)(2) X

X Violations

X Satisfactory
NA Not Applicable

1. ___ weld breaks - 373-3.10(c)(2)(i); X
2. ___ punctures - 373-3.10(c)(2)(ii); X
3. ___ scrapes of protective coatings - 373-3.10(c)(2)(iii); X
4. ___ cracks - 373-3.10(c)(2)(iv); X
5. ___ corrosion - 373-3.10(c)(2)(v); and X
6. ___ other structural damage or inadequate construction or installation - 373.10(c)(2)(vi). X

D. ___ All discrepancies have been remedied before the tank system is covered, enclosed, or placed in use - 373-3.10(c)(2); X

E. ___ New tank systems or components and piping that are put underground and that are backfilled have been provided with a backfill material that is a non-corrosive, porous, homogeneous substance and that is carefully installed so that the backfill is placed completely around the tank and compacted to ensure that the tank and piping are fully and uniformly supported - 373-3.10(c)(3); X

F. ___ All new tanks and ancillary equipment have been tested for tightness prior to being covered, enclosed, or placed in use. If a tank system was found not to be tight, all repairs necessary to remedy the leaks in the system were performed prior to the tank system being covered, enclosed, or placed in use - 373-3.10(c)(4); X

G. ___ Ancillary equipment has been supported and protected against physical damage and excessive stress due to settlement, vibration, expansion or contraction - 373-3.10(c)(5); X

H. ___ The owner or operator has provided the type and degree of corrosion protection necessary, based on the information checked in items 5B3(a) through (b), to ensure the integrity of the tank system during use of the tank system. The installation of a corrosion protection system that is field fabricated must be supervised by an independent corrosion expert to ensure proper installation - 373-3.10(c)(6); X

I. ___ The owner or operator has obtained and kept on file at the facility written statements by those persons required to certify the design of the tank system and supervise the installation of the tank system in accordance with Items (C) through (H) above to attest that - 373-3.10(c)(7): X

1. ___ the tank system was properly designed and installed; and X
2. ___ any necessary repairs were performed; and X

J. ___ The written statements include the certification signed by the professional engineer as required by 373-1.4(a)(5)(iv) - 373-3.10(c)(1) & (7)/373-1.4(a)(5)(iv). [Complete Item 4B.) X

Indicate:

X iolations

Indicate:

X Satisfactory
NA Not Applicable

6. Secondary Containment Requirements - 373-3.10(d)

A. ___ Secondary containment systems must be designed, installed and operated to prevent any migration of wastes or accumulated liquids out of the system to the soil, groundwater or surface water at any time during the use of tank system - 373-3.10(d)(2)(i). X

B. ___ Secondary containment systems must be capable of detecting and collecting releases of accumulated liquids until the collected material is removed - 373-3.10(d)(2)(ii). X

C. At a minimum, the containment system is:

1. ___ constructed of or lined with materials that are compatible with the wastes to be placed in the tank system and must have sufficient strength and thickness to prevent failure due to pressure gradients (including static head and external hydrological forces), physical contact with the waste to which they are exposed, climatic conditions, the stress of installation, and the stress of daily operation (including stresses from nearby vehicular traffic) - 373-3.10(d)(3)(i); X

2. ___ placed on a foundation or base capable of providing support to the secondary containment system, providing resistance to pressure gradients above and below the system, and preventing failure due to settlement, compression, or uplift - 373-3.10(d)(3)(ii); X

3. ___ provided with a leak detection system that is designed and operated so that it will detect the failure of either the primary and secondary containment structure or any release of hazardous waste or accumulated liquid in the secondary containment system with 24 hours, or at the earliest practicable time if the existing detection technology or site conditions will not allow detection of a release within 24 hours - 373-3.10(d)(3)(iii); and X

4. ___ sloped or otherwise designed or operated to drain and remove liquids resulting from leaks, spills, or precipitation. Spilled or leaked waste and accumulated precipitation must be removed from the secondary containment system within 24 hours, or in as timely a manner as is possible to prevent harm to human health or the environment, if removal of the released waste or accumulated precipitation cannot be accomplished within 24 hours - 373-3.10(d)(3)(iv). X

(Note: If the collected material is a hazardous waste under Part 371 of this title, it is subject to management as a hazardous waste in accordance with all applicable requirements of Parts 372 through 374 of this Title. If the collected material is discharged through a point source to waters of

the United States, it is subject to the requirements of Parts 700, 701, and 750 of this Title. If discharged to Publicly Owned Treatment Works (POTW's), it is subject to the requirements of Section 307 of the Clean Water Act, as amended. If the collected material is released to the environment, it may be subject to the reporting requirements of 40 CFR Part 302).

D. Secondary containment for tanks includes one or more of the following devices: 373-3.10(d)(4).

1. ___ a liner (external to the tank) [Complete Item E1]; X
2. ___ a vault [Complete Item E2]; ___
3. ___ a double-walled tank [Complete Item E3]; or ___
4. ___ an equivalent device as approved by the Commissioner. ___

E. In addition to Items A through D above, secondary containment systems must meet the following requirements:

1. External liner systems must be - 373-3.10(d)(5)(i):

(a) ___ designed or operated to contain 100 percent of the capacity of the largest tank or the volume of all interconnected tanks, whichever is greater, within its boundary - 373-3.10(d)(5)(i)(a); X

(b) ___ designed or operated to prevent run-on or infiltration of precipitation into the secondary containment system unless the collection system has sufficient excess capacity to contain run-on or infiltration. Such additional capacity must be sufficient to contain precipitation from a 25-year, 24-hour rainfall event - 373-3.10(d)(5)(i)(b); X

(c) ___ free of cracks or gaps - 373-3.10(d)(5)(i)(c). X

(d) ___ designed and installed to completely surround the tank and to cover all surrounding earth likely to come into contact with the waste if released from the tanks (i.e. capable of preventing lateral as well as vertical migration of the waste. For onground tanks, the external liner system must also encompass the bottom of the tank) - 373-3.10(d)(5)(i)(d); X

(e) ___ external concrete liners must be constructed with chemical-resistant water stops in place at all joints (if any) - 373-3.10(d)(5)(i)(e); and X

(f) ___ external concrete liners must be provided with an impermeable interior coating that is compatible with the stored waste and that will prevent migration of waste into the concrete - 373-3.10(d)(5)(i)(f). X

ndicate:

X Violations

Indicate:

X Satisfactory
NA Not Applicable

2. Vault systems must be - 373-3.10(d)(5)(ii):

(a) ___ designed or operated to contain 100 percent of the capacity of the largest tank or the volume of all interconnected tanks, whichever is greater, within its boundary - 373-3.10(d)(5)(ii)(a); NA

(b) ___ designed or operated to prevent run-on or infiltration or precipitation into the secondary containment system unless the collection system has sufficient capacity to contain run-on or infiltration. Such additional capacity must be sufficient to contain precipitation from a 25-year, 24-hour rainfall event - 373-3.10(d)(5)(ii)(b);

(c) ___ constructed with chemical-resistant water stops in place at all joints (if any) - 373-3.10(d)(5)(ii)(c);

(d) ___ provided with an impermeable interior coating or lining that is compatible with the stored waste and that will prevent migration of waste into the concrete - 373-3.10(d)(5)(ii)(d).

(e) ___ provided with an exterior moisture barrier or be otherwise designed or operated to prevent migration of moisture into the vault, if the vault is subject to hydraulic pressure - 373-3.10(d)(5)(ii)(f); and

(f) ___ provided with a means to protect against the formation of and ignition of vapors within the vault, if the waste being stored or treated - 373-3.10(d)(5)(ii)(e):

(1) meets the definition of ignitable waste under section 371.3(b); or

(2) meets the definition of reactive waste under section 371.3(d) and may form an ignitable or explosive vapor.

3. Double-walled tanks must be - 373-3.10(d)(5)(iii):

(a) ___ designed as an integral structure (i.e., an inner tank within an outer shell) so that any release from the inner tank is contained by the outer shell - 373-3.10(d)(5)(iii)(a);

(b) ___ protected, if constructed of metal, from both corrosion of the primary tank interior and the external surface of the outer shell - 373-3.10(d)(5)(iii)(b); and

(c) ___ provided with a built-in, continuous leak detection system capable of detecting a release within 24 hours or at the earliest practicable time, if the owner or operator can demonstrate to the commissioner, and the commissioner concurs, that the existing leak detection technology or site conditions will not allow detection of a release within 24 hours - 373-3.10(d)(5)(iii)(c). NA

F. Ancillary Equipment - 373-3.10(d)(6).

1. ___ Ancillary equipment must be provided with full secondary containment (e.g., trench, jacketing, double-walled piping) that meets the requirements of paragraphs (2) and (3) of this subdivision except for: 373-3.10(d)(6) X

(a) ___ aboveground piping (exclusive of flanges, joints, valves and connections) that are visually inspected for leaks on a daily basis; 373-3.10(d)(6)(i) X

(b) ___ welded flanges, welded joints, and welded connections that are visually inspected for leaks on a daily basis; 373-3.10(d)(6)(ii) X

(c) ___ sealless or magnetic coupling pumps and sealless valves that are visually inspected for leaks on a daily basis; and - 373-3.10(d)(6)(iii) X

(d) ___ pressurized aboveground piping systems with automatic shut-off devices (e.g., excess flow check valves, flow metering shutdown devices, loss of pressure actuated shut-off devices) that are visually inspected for leaks on a daily basis - 373-3.10(d)(6)(iv). X

7. <u>Annual Leak Test or Tank Integrity Examination</u> - 373-3.10(d)(9).

A. ___ For non-enterable underground tanks without secondary containment, a leak test that meets the requirements of 373-3.10(b)(2)(v) must be conducted at least annually [Complete Item 4.] - 373-3.10(d)(9)(i). NA

B. ___ For other than non-enterable underground tanks and for all ancillary equipment without secondary containment, an annual leak test, as required in 373-3.10(b)(2)(v), or an internal inspection or other tank integrity examination by an independent, qualified, professional engineer registered in New York that addresses cracks, leaks, corrosion and erosion is conducted at least annually. The owner or operator must remove the stored waste from the tank, if necessary, to allow the condition of all internal tank surfaces to be assessed - 373-3.10(d)(9)(ii).

Indicate:

X Violations

Indicate:

X Satisfactory
NA Not Applicable

C. ___ The owner or operator must maintain on file at the facility a record of the results of the assessments conducted in accordance with Items 7A and 7B above - 373-3.10(d)(9)(iii).

D. ___ If a tank system or component is found to be leaking or unfit-for-use as a result of the leak test or assessment required in Item 7A or 7B above, the owner or operator must comply with the requirements of 373-3.10(g). [Complete Item 10.] - 373-3.10(d)(9)(iv).

8. General Operating Requirements - 373-3.10(e)

A. ___ Hazardous wastes or treatment reagents must not be placed in a tank system if they could cause the tank, its ancillary equipment, or the secondary containment system to rupture, leak, corrode, or otherwise fail - 373-3.10(e)(1). X

B. ___ The owner or operator must use appropriate controls and practices to prevent spills and overflows from tank or secondary containment systems. These include at a minimum - 373-3.10(e)(2): X

1. ___ spill prevention controls (e.g., check valves, dry discount couplings) - 373-3.10(e)(2)(i); X

___ overfill prevention controls (e.g., level sensing devices, high level alarms, automatic feed cutoff, or bypass to a standby tank) - 373-3.10(e)(2)(ii); and X

3. ___ maintenance of sufficient freeboard in uncovered tanks to prevent overtopping by wave or wind action or by precipitation - 373-3.10(e)(2)(iii). NA

C. ___ The owner or operator must comply with the requirements of 373-3.10(g) if a leak or spill occurs in the tank system [Complete Item 10.] - 373-3.10(e)(3). X

D. ___ The owner or operator must mark all tanks with the words "Hazardous Waste" and with other words that identify the contents of the tanks. For underground tanks, the markings must be placed on a sign in the area above the tank - 373-3.10(e)(4). X

9. Inspections: - 373-3.10(f)

A. ___ The owner or operator must inspect, where present, at least once each operating day - 373-3.10(f)(1): X

1. ___ overfill/spill control equipment (e.g., waste-feed cutoff systems, bypass systems, and drainage systems) to ensure that it is in good working order - 373-3.10(f)(1)(i); X

2. ___ the above ground portions of the system, if any, to detect corrosion or releases of waste - 373-3.10(f)(1)(ii); X

3. ___ data gathered from monitoring equipment and leak-detection, equipment, (e.g., pressure and temperature gauges, monitoring wells) to ensure that the tank system is being operated according to its design - 373-3.10(f)(1)(iii); and X

4. ___ the construction materials and the area immediately surrounding the externally accessible portion of the tank system including secondary containment structures (e.g., dikes) to detect erosion or signs of releases of hazardous waste (e.g., wet spots, dead vegetation) - 373-3.10(f)(1)(iv). X

(Note: Section 373-2.2(g)(3) of this Subpart requires the owner or operator to remedy any deterioration or malfunction he finds. Subdivisions (g) of this section requires the owner or operator to notify the commissioner within 24 hours of confirming a release. Also, 40 CFR Part 302 may require the owner or operator to notify the National Response Center of a release.)

B. ___ The owner or operator must inspect cathodic protection systems, if present, according to, at a minimum, the following schedule to ensure that they are functioning properly - 373-3.10(f)(2): NA

1. ___ the proper operation of the cathodic protection system must be confirmed within six months after initial installation, and annually thereafter - 373-3.10(f)(2)(i); and

2. ___ all sources of impressed current must be inspected and/or tested, as appropriate, at least bimonthly (i.e. every other month) - 373-3.10(f)(2)(ii).

C. ___ The owner or operator must document in the operating record of the facility the inspections required in Items 9A and 9B above - 373-3.10(f)(3).

10. <u>Response to leaks or spills and disposition of leaking or unfit-for-use tank systems</u> - 373-3.10(g)

A. ___ A tank system or secondary containment system from which there has been a leak or spill, or which is unfit for use, has been removed from service immediately. NA

B. ___ The owner or operator has satisfied the following requirements:

1. ___ Cessation of use; prevent flow or addition of wastes. The owner or operator immediately stopped the flow of hazardous waste into the tank system or secondary

containment system and inspected the system to determine the cause of the release - 373-3.10(g)(1);

2. ___ Removal of waste from tank system or secondary containment system - 373-3.10(g)(2): NA

(a) ___ If the release was from the tank system, the owner or operator, within 24 hours after detection of the leak or, if the owner or operator demonstrated that this was not possible, at the earliest practicable time, removed as much of the waste as was necessary to prevent further release of hazardous waste to the environment and to allow inspection and repair of the tank system to be performed - 373-3.10(g)(2)(i).

(b) ___ If the release was to a secondary containment system, all released materials must be removed within 24 hours, or in as timely a manner as is possible, to prevent harm to human health and the environment - 373-3.10(g)(2)(ii).

3. ___ Containment of visible releases to the environment. The owner or operator immediately conducted a visual inspection of the release and, based upon that inspection - 373-3.10(g)(3):

(a) ___ prevented further migration of the leak or spill to soils or surface water - 373-3.10(g)(3)(i); and

(b) ___ removed, and properly disposed of, any visible contamination of the soil or surface water - 373-3.10(g)(3)(ii).

4. ___ Notifications and reports - 373-3.10(g)(4).

(a) ___ Any release to the environment, except as provided in (b) below, was reported to the Commissioner within 24 hours of detection - 373-3.10(g)(4)(i).

(b) ___ A leak or spill of hazardous waste that is less than or equal to a quantity of one pound; and immediately contained and cleaned-up is exempted from these requirements - 373-3.10(g)(4)(ii).

(c) ___ Within 30 days of detection of a release to the environment, a report containing the following information was submitted to the Commissioner - 373-3.10(g)(4)(iii):

(1) ___ the likely route of migration of the releases;

(2) ___ the characteristics of the surrounding soil (soil composition, geology, hydrogeology, climate);

(3) ___ the results of any monitoring or sampling conducted in connection with the release, (if available). If sampling or monitoring data relating to the release are not available within 30 days, these data were submitted to the Commissioner as soon as they became available; NA

(4) ___ the proximity to downgradient drinking water, surface water, and population areas; and

(5) ___ a description of response actions taken or planned.

5. ___ Provision of secondary containment, repair, or closure. Unless the owner or operator satisfies the requirements of Items (a) through (b) below, the tank system must be closed in accordance with 373-3.10(h). [Complete Items 11A through 11C.] - 373-3.10(g)(5)(i).

(a) ___ If the cause of the release was a spill that has not damaged the integrity of the system, the owner or operator may return the system to service as soon as the released waste is removed and repairs, if necessary, are made - 373-3.10(g)(5)(ii);

(b) ___ If the cause of the release was a leak from the primary tank system into the secondary containment system, the system must be repaired prior to returning the tank system to service - 373-3.10(g)(5)(iii);

(c) ___ If the source of the release was a leak to the environment from a component of a tank system without secondary containment, the owner or operator must provide the component of the system from which the leak occurred with secondary containment that satisfies the requirements of 373-3.10(d) [Complete Items 6A through 6F] before it can be returned to service, unless the source of the leak is an aboveground portion of a tank system. If this source is an aboveground component that can be inspected visually, the component must be repaired and may be returned to service without secondary containment as long as the requirements of 373-3.10(g)(6) [Complete Item 10B6.] are satisfied. If a component is replaced, that component must satisfy the requirements for new tanks systems or components in accordance with 373-3.10(c) and (d). [Complete Items 5 and 6.] Additionally, if a leak has occurred in any portion of a tank system component that is not readily accessible for visual inspection (e.g. the bottom of an inground or onground tank), the entire component must be provided with secondary containment in accordance with 373-3.10(d) [Complete Items 6A through 6F.] prior to being returned to use - 373-3.10(g)(5)(iv).

X Violations

Indicate:

X Satisfactory
NA Not Applicable

6. ___ Certification of major repairs. If the owner or operator has repaired a tank system in accordance with 373-3.10(g)(5) [See Item 10B5 above], and the repair has been extensive (e.g. installation of an internal liner; repair of a ruptured primary containment or secondary containment vessel), the tank system must not be returned to service unless the owner or operator has obtained a certification, in accordance with 373-1.4(a)(5)(iv), by an independent, qualified, professional engineer registered in New York that the repaired system is capable of handling hazardous wastes without release for the expected life of the system. This certification must be submitted to the Commissioner within seven days after returning the tank system to use [Complete Item 4B.] - 373-3.10(g)(6). NA

11. Closure and Post-Closure Care: - 373-3.10(h)

A. ___ At closure of a tank system, the owner or operator must remove or decontaminate all waste residues, contaminated containment system components (liners, etc.) contaminated soils, and structures and equipment contaminated with waste, and manage them as hazardous waste, unless they are not hazardous waste under 371.1(d)(4) - 373-3.10(h)(1). NA

B. ___ If the owner or operator demonstrates that not all contaminated soils can be practicably removed or decontaminated as required in paragraph 373-3.10(h)(1) [See Item 11A above], then the owner or operator must close the tank system and perform post-closure care in accordance with the closure and post-closure care requirements that apply to landfills [section 373-3.14(d)]. In addition, for the purposes of closure, post-closure, and financial responsibility, such a tank system is then considered to be a landfill, and the owner or operator must meet all of the requirements for landfills specified in sections 373-3.7 and 3.8. - 373-3.10(h)(2).

C. ___ If an owner or operator has a tank system which does not have secondary containment that meets the requirements of 373-3.10(d)(1) through (d)(6) [See Items 6A through 6F] and which is not exempt from the secondary containment requirements through a variance granted in accordance with 373-3.10(d)(7), then - 373-3.10(h)(3):

1. ___ The closure plan for the tank system must include both a plan for complying with 373-3.10(h)(1) [See Item 11A.] and a contingency plan for complying with 373-3.10(h)(2) [See Item 11B - 373-3.10(h)(3)(i).

2. ___ A contingent post-closure plan for complying with 373-3.10(h)(2) [See Item 11B] must be prepared and submitted as part of the permit application - 373-3.10(h)(3)(ii).

3. ___ The cost estimates calculated for closure and post-closure care must reflect the costs of complying with the contingent closure plan and the contingent post-closure plan, if these costs are greater than the costs of complying with the closure plan prepared for the expected closure under 373-3.10(h)(1) [See Item 11A.] - 373-3.10(h)(3)(iii).

4. ___ Financial assurance must be based on the cost estimates provided in 373-3.10(h)(3)(iii) [See Item 11C3 above.] - 373-3.10(h)(3)(iv).

5. ___ For the purposes of the contingent closure and post-closure plans, such a tank system is considered to be a landfill, and the contingent plans must meet all of the closure, post-closure, and financial responsibility requirements for landfills under sections 373-3.7 and 3.8 of this Subpart - 373-3.10(h)(3)(v).

12. Ignitable or Reactive Waste - 373-3.10(i)

A. ___ Ignitable or reactive waste is not placed in a tank unless: X

1. ___ the waste is treated, rendered or mixed before or immediately after placement in the tank system so that the resulting waste, mixture or dissolved of material is no longer ignitable or reactive, and - 373-3.10(i)(1)(i)(a); X

2. ___ the treatment, storage, or disposal of ignitable or reactive or reactive waste, and the mixture or commingling of incompatible wastes and materials, is conducted so that it does not - 373-3.10(i)(1)(i)(b)/ 373-3.2(h)(2): X

(a) ___ generate extreme heat or pressure, fire or explosions, or violent reactions; X

(b) ___ produce uncontrolled toxic mists, fumes, dusts, or gases in sufficient quantities to threaten human health; X

(c) ___ produce uncontrolled flammable fumes or gases in sufficient quantities to pose a risk of fire or explosions; X

(d) ___ damage the structural integrity of the device or facility containing the waste; or X

(e) ___ through other like means threaten human health or the environment; X

3. ___ the waste is stored or treated in such a way that it is protected from any material or conditions that may cause the waste to ignite or react - 373-3.10(i)(1)(ii); or X

Indicate:

X Violations

Indicate:

X Satisfactory
NA Not Applicable

4. ___ the tank system is used solely for emergencies - 373-3.10(1)(1)(iii). X

B. ___ The owner or operator of a facility where ignitable or reactive waste is stored or treated in tanks must comply with the National Fire Protection Association's requirements for the maintenance of protective distances between the waste management area and any public ways, streets, alleys, or an adjoining property line that can be built upon. - 373-3.10(i)(2). X

13. Special Requirements for Incompatible Wastes - 373-3.10(j)

A. ___ Incompatible wastes, or incompatible waste and materials, must not be placed in the same tank system, unless 373-3.2(h) [Complete Item 12A.2.] is complied with - 373-3.10(j)(1). NA

B. ___ Hazardous waste must not be placed in a tank system that has not been decontaminated and that previously held an incompatible waste or material, unless 373-3.2(h)(2) [Complete Item 12A.2.] is complied with - 373-3.10(j)(2).

14. Waste Analysis and Trial Tests - 373-3.10(k)

A. ___ Waste analysis and trial tests. In addition to performing the waste analysis required in 373-3.2(d), the owner or operator must, whenever a tank system is to be used to treat chemically or to store a hazardous waste that is substantially different from waste previously treated or stored in that tank system; or treat chemically a hazardous waste with a substantially different process than previously used in that tank system: X

1. ___ conduct waste analyses and trial treatment or storage tests (e.g., bench-scale or pilot-plant scale tests) - 373-3.10(k)(1); or X

2. ___ obtain written, documented information on similar waste under similar operating conditions to show that the proposed treatment or storage will meet the requirements of 373-3.10(e)(1) [Complete Items 8A.] - 373-3.10(k)(2). X

# FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data

Report run on: January 19, 2016 - 3:04 PM

Version 5.0

User Selection Criteria

| | | | |
|---|---|---|---|
| Location: | New York, all activities | Activity Location: | None Chosen |
| Handler ID: | NYD002056679 | Group of IDs: | None Chosen |
| Handler Name: | | | |
| Handler Universe: | All Facilities Regardless of Universe | | |
| Determined Date Range: | From: 10/01/1980 To: 01/19/2016 | | |
| Location County Code: | None Chosen | Evaluation Type: | |
| Location City: | | Focus Area: | |
| Location Zip Code: | | Violation Type: | |
| State District: | None Chosen | Display Code Descrip.: | Yes |
| Sort Order: | Region, State, Handler Name | Display Universes: | Yes |

Results

Data meeting the criteria you selected follows.

Total Pages: 6 Total Handlers: 1

Report Description

This report presents available information from the Resource Conservation and Recovery Act Information System (RCRAInfo) about compliance evaluations, violations, and enforcement actions meeting the criteria supplied by the user. Evaluations showing no violations does not always indicate that no violations were determined. Violation without enforcement actions does not always mean no enforcement action will be issued. In order to avoid releasing enforcement sensitive information to the public the following information is not shown on the report: pending civil / judicial referrals, criminal actions and referrals, and State to EPA referrals; all other enforcement actions are released.

Report Information

| | |
|---|---|
| Name: | cme_foia.rdf |
| Developed by: | EPA Headquarters, Office of Enforcement and Compliance Assurance |
| Deployed: | June 2006 |
| Last Updated: | May 2012 |
| Contact: | rcrainfo.help@epa.gov |
| Tables Used: | cmecomp3, ccitation3, hreport_univ5, lu_citation, lu_state, hid_groups |
| Libraries: | none |

# FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data

Report run on: January 19, 2016 - 3:04 PM



KONICA MINOLTA GRAPHIC IMAGING — County Name / Code: NASSAU / NY059 — NYD002056679

Location: 71 CHARLES ST; GLEN COVE, NY 11542 — REGION 02

Mailing: 4150 DANVERS COURT; GRAND RAPIDS, MI 49512

| | | | | | | | | | |
|---|---|---|---|---|---|---|---|---|---|
| Activity Location: NY | | State District: | | Accessibility: | | Non-Notifier: | | Extract Flag: Y | Active Site: Y |
| Generator: | LQG | Transporter: | N | Operating TSDF: | ------ | IC In Place: | N | EI Indicator (HE / GW): | N / N |
| Short-Term Gen: | N | Transfer Facility: | N | Offsite Receiver: | N | HSM: | N | Subpart K: | ---- |
| Full Enforcement: | ------ | Converter: | ------ | State Unaddressed SNC: | N | EPA Unaddressed SNC: | N | | |
| CA WrkId: | N | State TSDF: | -------- | State Addressed SNC: | N | EPA Addressed SNC: | N | | |
| Active State Gen: | N | | | State SNC w/Comp Sched: | N | EPA SNC w/Comp Sched: | N | | |

**Violation:** Activity Location: NY — Type: 262.A — Determined Date: 06/14/2002 — Determined by Agency: State — Responsible Agency: State

Scheduled Compliance Date: — Actual Compliance Date: 07/22/2002 — RTC Qualifier: DOCUMENTED — Sequence Number: 4

Former Citation - SR - 372.2(a)(8)(i)(a),373-3.9(d)

CEI Evaluation 06/14/2002 — Activity Location: NY — By: State — Identifier: 001 — Person: NYKMY — Branch: R1 — Found Violation: YES

Citizen Complaint: NO — Multimedia Inspection: NO — Sampling: NO — Not Subtitle C: NO — Day Zero: — Focus Area:

Enforcement: Activity Location: NY — Type: 120 — Action Date: 07/22/2002 — Identifier: 001

Docket: — Agency: State — Responsible Person: NYKMY — Branch: R1

CA Component: N — Disposition Status: — Appeal Initiated: — Appeal Resolved:

**Violation:** Activity Location: NY — Type: 262.A — Determined Date: 06/14/2002 — Determined by Agency: State — Responsible Agency: State

Scheduled Compliance Date: — Actual Compliance Date: 07/22/2002 — RTC Qualifier: DOCUMENTED — Sequence Number: 5

Former Citation - SR - 372.2(b)(2)(i)&(ii)

CEI Evaluation 06/14/2002 — Activity Location: NY — By: State — Identifier: 001 — Person: NYKMY — Branch: R1 — Found Violation: YES

Citizen Complaint: NO — Multimedia Inspection: NO — Sampling: NO — Not Subtitle C: NO — Day Zero: — Focus Area:

Enforcement: Activity Location: NY — Type: 120 — Action Date: 07/22/2002 — Identifier: 001

Docket: — Agency: State — Responsible Person: NYKMY — Branch: R1

CA Component: N — Disposition Status: — Appeal Initiated: — Appeal Resolved:

**Violation:** Activity Location: NY — Type: 262.A — Determined Date: 06/14/2002 — Determined by Agency: State — Responsible Agency: State

Scheduled Compliance Date: — Actual Compliance Date: 07/22/2002 — RTC Qualifier: DOCUMENTED — Sequence Number: 6

Former Citation - SR - 373-3.7(c)(2)(i)-(vii)

CEI Evaluation 06/14/2002 — Activity Location: NY — By: State — Identifier: 001 — Person: NYKMY — Branch: R1 — Found Violation: YES

Citizen Complaint: NO — Multimedia Inspection: NO — Sampling: NO — Not Subtitle C: NO — Day Zero: — Focus Area:

Enforcement: Activity Location: NY — Type: 120 — Action Date: 07/22/2002 — Identifier: 001

Docket: — Agency: State — Responsible Person: NYKMY — Branch: R1

CA Component: N — Disposition Status: — Appeal Initiated: — Appeal Resolved:

* Note: Penalty amount may not reflect all violations cited.

KONICA MINOLTA GRAPHIC IMAGING, NYD002056679, GLEN COVE, NY, continued -

Violation: Activity Location: NY Type: 262.A Determined Date: 06/14/2002 Determined by Agency: State Responsible Agency: State
Scheduled Compliance Date: Actual Compliance Date: 07/22/2002 RTC Qualifier: DOCUMENTED Sequence Number: 7
Former Citation - SR - 373-3.10(d)(3),373-3.3(g)(1)

CEI Evaluation 06/14/2002 Activity Location: NY By: State Identifier: 001 Person: NYKMY Branch: R1 Found Violation: YES
Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: Focus Area:

Enforcement: Activity Location: NY Type: 120 Action Date: 07/22/2002 Identifier: 001
Docket: Agency: State Responsible Person: NYKMY Branch: R1
CA Component: N Disposition Status: Appeal Initiated: Appeal Resolved:

Violation: Activity Location: NY Type: 262.A Determined Date: 05/14/1999 Determined by Agency: EPA Responsible Agency: EPA
Scheduled Compliance Date: Actual Compliance Date: 06/28/1999 RTC Qualifier: OBSERVED Sequence Number: 2
Former Citation - FR - 6nycrr 372.2(0)(8)(ii)

CEI Evaluation 03/31/1999 Activity Location: NY By: EPA Identifier: 000 Person: R2ME Branch: RCB Found Violation: YES
Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: Focus Area:

No Linked Enforcements

Violation: Activity Location: NY Type: 262.A Determined Date: 09/22/1997 Determined by Agency: EPA Responsible Agency: EPA
Scheduled Compliance Date: Actual Compliance Date: 10/22/1997 RTC Qualifier: OBSERVED Sequence Number: 1
Former Citation - SR - 6nycrr372.2(a)(8)(i)(a)

CEI Evaluation 07/26/1997 Activity Location: NY By: EPA Identifier: 000 Person: R2AHJ Branch: RCB Found Violation: YES
Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: Focus Area:

No Linked Enforcements

Violation: Activity Location: NY Type: 262.A Determined Date: 11/22/1995 Determined by Agency: State Responsible Agency: State
Scheduled Compliance Date: 12/22/1995 Actual Compliance Date: 09/17/1998 RTC Qualifier: OBSERVED Sequence Number: 3

CEI Evaluation 06/21/1995 Activity Location: NY By: State Identifier: 000 Person: NYJFA Branch: R1 Found Violation: YES
Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: Focus Area:

Enforcement: Activity Location: NY Type: 120 Action Date: 11/22/1995 Identifier: 000
Docket: Agency: State Responsible Person: NYJFA Branch: R1
CA Component: N Disposition Status: Appeal Initiated: Appeal Resolved:

Violation: Activity Location: NY Type: 262.A Determined Date: 03/04/1992 Determined by Agency: State Responsible Agency: State
Scheduled Compliance Date: 04/04/1992 Actual Compliance Date: 03/12/1992 RTC Qualifier: OBSERVED Sequence Number: 2

CEI Evaluation 01/21/1992 Activity Location: NY By: State Identifier: 000 Person: NYAGI Branch: R1 Found Violation: YES
Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: Focus Area:

* Note: Penalty amount may not reflect all violations cited.

KONICA MINOLTA GRAPHIC IMAGING, NYD002056679, GLEN COVE, NY, continued -

Enforcement: Activity Location: NY Type: 120 Action Date: 03/04/1992 Identifier: 000
Docket: Agency: State Responsible Person: NYAGI Branch: R1
CA Component: N Disposition Status: Appeal Initiated: Appeal Resolved:

Violation: Activity Location: NY Type: 262.A Determined Date: 12/02/1988 Determined by Agency: State Responsible Agency: State
Scheduled Compliance Date: 03/17/1989 Actual Compliance Date: 05/01/1989 RTC Qualifier: OBSERVED Sequence Number: 1

CEI Evaluation 12/02/1988 Activity Location: NY By: State Identifier: 003 Person: NYDEC Branch: Found Violation: YES
Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: Focus Area:

Enforcement: Activity Location: NY Type: 120 Action Date: 01/05/1989 Identifier: 001
Docket: Agency: State Responsible Person: NYDEC Branch:
CA Component: N Disposition Status: Appeal Initiated: Appeal Resolved:

Evaluations With No Violations:

CEI Evaluation 03/31/1990 Activity Location: NY By: EPA Identifier: 000 Person: R2ME Branch: RCB Found Violation: NO
Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: Focus Area:

CEI Evaluation 04/17/1986 Activity Location: NY By: State Identifier: 002 Person: NYDEC Branch: Found Violation: NO
Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: Focus Area:

CEI Evaluation 04/23/1984 Activity Location: NY By: State Identifier: 001 Person: Branch: Found Violation: NO
Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: Focus Area:

Orphan Enforcement Actions:

Enforcement: Activity Location: NY Type: 120 Action Date: 06/28/1999 Identifier: 000
Docket: Agency: EPA Responsible Person: R2ME Branch: RCB
CA Component: N Disposition Status: Appeal Initiated: Appeal Resolved:

Enforcement: Activity Location: NY Type: 120 Action Date: 05/14/1999 Identifier: 000
Docket: Agency: EPA Responsible Person: R2ME Branch: RCB
CA Component: N Disposition Status: Appeal Initiated: Appeal Resolved:

Enforcement: Activity Location: NY Type: 120 Action Date: 07/26/1997 Identifier: 000
Docket: Agency: EPA Responsible Person: R2AHJ Branch: RCB
CA Component: N Disposition Status: Appeal Initiated: Appeal Resolved:

Total Number of Handlers: 1
Total Number of Activity Locations: 1

* End of Report *

* Note: Penalty amount may not reflect all violations cited.

## Description of codes used on the report:

| Universes | Description of Universes |
|---|---|
| Generator | Indicates that the facility is a Large Quantity Generator (LQG), Small Quantity Generator (SQG), Conditionally Exempt Small Quantity Generator (CEG), or not a generator (N). |
| Transporter | Indicates that the facility Transports waste subject to RCRA regulations. ('Y' indicates that the facility is in this universe). |
| Operating TSDF | Indicates that the facility is a Treatment, Storage or Disposal facility subject to any type of enforcement.<br>It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment) |
| IC in Place | Indicates that the facility has Institutional Controls in place. ('Y' indicates that the facility is in this universe). |
| EI Indicator (HE / GW) | Indicates that the facility has controls in place for Environmental Indicators.<br>HE - Human Exposures ('+' indicates the exposure exists and is under control; '-' indicates the exposure exists and is not under control; 'N' indicates the exposure does not exist)<br>GW - Groundwater Release ('+' indicates the exposure exists and is under control; '-' indicates the exposure exists and is not under control; 'N' indicates the exposure does not exist) |
| Short-Term Gen | Indicates that the facility is a short term or one time event generator and not generating from ongoing processes. |
| Transfer Facility | Indicates that the facility transfers hazardous waste. |
| Offsite Receiver | Indicates that the facility, whether public or private, currently accepts hazardous waste from another site (site identified by a different EPA ID). |
| HSM | Indicates that the facility manages hazardous secondary material(s) (e.g. spent material, by-product or sludge) that when discarded, would be identified as hazardous waste. |
| Subpart K | Indicates that the facility has opted into the subpart K laboratory rule. It then specifies the type of facility (C - College or University; H - Teaching Hospital; N - Non-profit Research Institute; W - withdrawal from the rule) |
| Full Enforcement | Indicates that the facility is a Treatment, Storage or Disposal facility which is part of the Full Enforcement universe.<br>It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment) |
| CA Workload | Indicates that the facility is part of the Corrective Action Workload universe. ('Y' indicates that the facility is in this universe). |
| Active State Gen | Indicates that the facility is an Active State Generator. ('Y' indicates that the facility is in this universe). |
| Converter | Indicates that the facility is a Converter Treatment, Storage or Disposal facility.<br>It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment) |
| State TSDF | Indicates that the facility is a State Treatment, Storage or Disposal facility.<br>It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment) |
| State Unaddressed SNC | Indicates that the facility is a State Unaddressed Significant Non-Complier. ('Y' indicates that the facility is in this universe). |
| State Addressed SNC | Indicates that the facility is a State Addressed Significant Non-Complier. ('Y' indicates that the facility is in this universe). |
| State SNC w/ Compl. Sched | Indicates that the facility is a State Significant Non-Complier with a Compliance Schedule. ('Y' indicates that the facility is in this universe). |
| EPA Unaddressed SNC | Indicates that the facility is an EPA Unaddressed Significant Non-Complier. ('Y' indicates that the facility is in this universe). |
| EPA Addressed SNC | Indicates that the facility is an EPA Addressed Significant Non-Complier. ('Y' indicates that the facility is in this universe). |
| EPA SNC w/ Compl. Sched | Indicates that the facility is a EPA Significant Non-Complier with a Compliance Schedule. ('Y' indicates that the facility is in this universe). |

* Note: Penalty amount may not reflect all violations cited.

# FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data



## Description of codes used on the report:

| ACCESSIBILITY - indicates the reason why the handler is not accessible for normal RCRA tracking and processing (previously called Bankrupt Indicator): | |
|---|---|
| Code | Description |
| B | indicates that the handler has filed for bankruptcy and bankruptcy litigation is in process. |
| C | indicates that all RCRA responsibilities for permitting/closure, corrective action, and compliance monitoring and enforcement at the facility have been formally transferred to the CERCLA program or state equivalent. |
| F | indicates that all responsible parties (owners/operators) for the handler have fled the country or are otherwise not available for prosecution. |
| L | indicates that the handler's case is tied up in litigation to the extent that further progress in achieving RCRA compliance through normal enforcement is not possible. |

| NON-NOTIFIER - indicates that the handler has been identified through a source other than Notification and is suspected of conducting RCRA-regulated activities without proper authority: | |
|---|---|
| Code | Description |
| E | indicates that the handler was initially a non-notifier, subsequently determined to be exempt from requirements to notify. |
| O | indicates that the handler is a former non-notifier. |
| X | indicates that the handler is a non-notifier. |

| Violation Type | Description |
|---|---|
| 262.A | GENERATORS - GENERAL |

| Evaluation Type | Type Description |
|---|---|
| CEI | COMPLIANCE EVALUATION INSPECTION ON-SITE |

| Enforcement Type | Enforcement Description |
|---|---|
| 120 | WRITTEN INFORMAL |
| | |

* Note: Penalty amount may not reflect all violations cited.